

# THE CITY OF YELLOWKNIFE

NORTHWEST TERRITORIES



**HIGHWAY TRAFFIC BY-LAW NO. 5055**

Adopted April 25, 2022

**TABLE OF CONTENTS**  
**Highway Traffic By-law No. 5055**

PART 1 - GENERAL	1
SHORT TITLE .....	1
INTERPRETATION .....	1
PART 2 - ENFORCEMENT AND EMERGENCY VEHICLES	8
TRAFFIC LIGHTS .....	9
DRIVING ON LEFT-HAND AND RIGHT-HAND SIDE OF ROADWAY.....	11
PASSING .....	12
BACKING UP .....	13
TURNS .....	14
U TURNS.....	14
SIGNALS.....	15
RIGHT-OF-WAY.....	15
STOPS .....	17
MISCELLANEOUS RULES.....	18
MOTORCYCLES .....	20
BICYCLES.....	20
PEDESTRIANS .....	21
SEAT BELTS .....	22
DIRECTION OF OFFICER.....	23
GENERAL RULES .....	23
RESTRICTIONS ON SPEED .....	25
SIDEWALK CLEANING .....	26
VEHICLE ON PUBLIC PROPERTY .....	28
STREET CLEANING .....	28
HEAVY BURDENS.....	28
OFFICERS .....	31
INSECURE LOAD .....	31
OBSTRUCTION OF HIGHWAY OR SIDEWALK.....	31
LIABILITY OF OWNER.....	32
PUNISHMENT .....	32



CITY OF YELLOWKNIFE

## BY-LAW NO. 5055

BH 193

A BY-LAW of the Council of the Municipal Corporation of the City of Yellowknife in the Northwest Territories, to regulate traffic in the City, the operation of vehicles in certain public places within the City of Yellowknife and to provide for the removal of snow, ice and dirt from sidewalks, and the orderly sweeping and removal of snow from streets.

PURSUANT TO Sections 70 and 72 of the *Cities, Towns and Villages Act*, S.N.W.T. 2003, c.22, as amended and to Sections 345 - 348 inclusive of the *Motor Vehicles Act*, RSNWT 1988, c.M-16, as amended.

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

### **PART 1 - GENERAL**

#### **SHORT TITLE**

1. This by-law may be cited as the "**Highway Traffic By-law**".

#### **INTERPRETATION**

2. In this by-law:

"All-terrain vehicle"	means an all-terrain vehicle as defined by the <i>All-terrain Vehicles Act</i> ;
"Bicycle"	means a cycle having any number of wheels that is propelled by human power and on which a person may ride;
"Bus"	means a motor vehicle with a maximum seating capacity set by the manufacturer of more than 10 persons, including the driver's seat;
"Central Business District"	means the following area as set out in <b>Schedule F</b> attached to and forming part of this by-law:

- 49<sup>th</sup> Avenue from 53<sup>rd</sup> Street to 47<sup>th</sup> Street;
- 50<sup>th</sup> Avenue from Matonabee Street to 44<sup>th</sup> Street;
- 51<sup>st</sup> Avenue from 52<sup>nd</sup> Street to 46<sup>th</sup> Street;
- The west side of 52<sup>nd</sup> Avenue from 54<sup>th</sup> Street to 46<sup>th</sup> Street;
- 53<sup>rd</sup> Street, 52<sup>nd</sup> Street, 51<sup>st</sup> Street, 50<sup>th</sup> Street, 49<sup>th</sup> Street, and 48<sup>th</sup> Street from 49<sup>th</sup> Avenue to 52<sup>nd</sup> Avenue; and
- 54<sup>th</sup> Street from 50<sup>th</sup> Avenue to 50A Avenue;

“City” means the Municipal Corporation of the City of Yellowknife;

“City Manager” means the City Manager of the City appointed pursuant to Section 41 of the *Cities, Towns and Villages Act*, S.N.W.T. 2003, c. 22, as amended or their designate;

“Commercial vehicle” means a motor vehicle used for business purposes, but does not include a public service vehicle;

“Construction vehicle” means a grader, loader, shovel, tractor, mobile crane, backhoe, forklift and other similar equipment not normally used for travel on a highway;

“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;

“Council” means Council of the City;

“Crosswalk” means:

- (1) that part of a roadway at an intersection:
  - (a) marked as a pedestrian crossing by a traffic control device;
  - (b) that lies between imaginary lines connecting the lateral lines of the sidewalks on opposite sides of the

highway where there are no marked pedestrian crossings and the intersecting highways have sidewalks; and

(c) that lies between an imaginary line connecting the curb or edge of the roadway on opposite sides of the highway and an imaginary line parallel to and 1.5 meters back from the first line where there are no marked pedestrian crossings and the intersecting highways do not have sidewalks; and

(2) that part of a roadway other than at an intersection, marked as a pedestrian crossing by a traffic control device;

“Curb or edge”

means, in respect of a roadway, the edge of the roadway, if the roadway does not have a curb;

“Driver”

means a person who operates a vehicle or, where the vehicle is not in motion, the person who is in actual physical control of the vehicle;

“Emergency vehicle”

means:

(a) a motor vehicle that is used for emergency purposes, carries rescue or first aid equipment and has markings on the outside of the vehicle indicating that it is used for emergency purposes; or

(b) a motor vehicle that is operated by a member of a fire department in the performance of that member’s duties and has markings on the outside of the vehicle indicating that it is used by a fire department;

“Enforcement vehicle”

means a motor vehicle operated by a person authorized to enforce an Act of the Territories or an Act of Canada or the by-laws of the City;

“Highway”

means a road, place, bridge or structure, whether publicly or privately owned, that the public is ordinarily entitled or permitted to use for the passage of vehicles and includes:

- (a) a privately or publicly owned area that is designed and primarily used for the parking of vehicles, other than the driveway of a private dwelling;
- (b) where a plan of survey or other instrument establishes a highway, the area between the boundary lines of the highway as shown on the plan of survey or instrument;
- (c) a sidewalk, pathway, ditch or shoulder adjacent to and on either side of the traveled portion of the road or place and the area between the sidewalk, pathway, ditch or shoulder and the traveled portion of the road or place; and
- (d) a road on a frozen body of water or water course or a road that can be used for only a portion of a year;

“Intersection”

means the area closed by the imaginary extension and connection of the curbs or edges of roadways that intersect or join at an angle;

"Median"

means a paved or planted strip dividing a highway into lanes according to direction of travel;

“Motorcycle”

means a motor vehicle that:

- (a) has two or three wheels;
- (b) is designed for use on a highway; and
- (c) does not have a cab for the driver;

“Motor vehicle”

means a vehicle propelled or driven by power other than muscular power and includes a trailer, but does not include:

(a) an aircraft, a marine vehicle or an all-terrain vehicle; or

(b) a mechanically propelled wheelchair;

“NSC vehicle”

means a commercial vehicle or a public service vehicle that is a truck, truck tractor, or trailer, or a combination of a truck or truck tractor and one or two trailers, where the gross weight of the motor vehicle or the combination of motor vehicles exceeds 4,500 kg;

“Occupier”

means any person who is a resident or tenant, owner, occupant or any person permanently or temporarily in charge of a property, building or residence;

“Officer”

means a motor vehicle officer appointed under Subsection 318(1) of the *Motor Vehicles Act*, and a person who ex officio is a motor vehicle officer under Subsection 318(2) of the *Motor Vehicles Act*;

“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 person who has legal title of the motor vehicle or who is an owner pursuant to Sections 3 and 329(4) of the *Motor Vehicle Act*. 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;

“Parade or Procession”

means any number of persons or vehicles going on in orderly succession as a ceremony, demonstration or festivity on a highway which by its nature will obstruct the normal flow of traffic;

“Park”

in respect of a vehicle, means the stopping of a vehicle, whether occupied or not, except where:

(a) the vehicle is stopped in accordance with the direction of an officer or traffic control device;

(b) the flow of traffic requires the vehicle to be

stopped; or

- (c) the vehicle is temporarily stopped for the purpose of, and while engaged in, loading or unloading;

“Pedestrian” means a person on foot or in a wheelchair and includes a child in a carriage or carried by a person on foot;

“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;

“Public service vehicle” means a motor vehicle used for business purposes to transport:

- (a) freight not owned by the owner of the vehicle; or
- (b) passengers for compensation;

“Public utility vehicle” means any vehicle owned or operated by the City;

“Restricted area” means any area so designated in **Schedule A** attached to and forming part of this by-law;

“Restricted electronic device”

- (a) means a portable electronic 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;

“Roadway” means the part of a highway that is improved, designed or ordinarily used for the passage of vehicles, but does not include the shoulder of a highway;



“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;
“Sidewalk”	means the part of a highway beside or near a curb or edge of a roadway that is improved for the use of pedestrians;
“Special all-terrain vehicle”	means an all-terrain vehicle that operates on three or four wheels;
“Special event”	means an event which is held on public property and requires the temporary closure of a City sidewalk or highway;
“Taxi”	means a motor vehicle, other than a bus, that is used to transport passengers for compensation;
“Through highway”	means a highway or part of a highway, for which traffic is not required to yield or stop at intersections;
“Traffic”	includes vehicles, ridden or herded animals and all-terrain vehicles;
“Traffic control device”	means a sign, signal, light, line, marking or device placed or erected under a by-law made under Subsection 346(1) of the <i>Motor Vehicles Act</i> , or under Section 5 of the <i>Public Highways Act</i> for the purpose of regulating, warning or guiding pedestrians or traffic;
“Traffic light”	means a traffic control device that uses shapes, symbols or words that are periodically illuminated to direct traffic or pedestrians to stop or to proceed;
“Trailer”	means a vehicle that is designed to be drawn on a highway by a motor vehicle, whether or not part of its weight or load rests on or is carried by that motor vehicle, but does not include a side car attached to a motorcycle;
“Use”	means operating, holding or touching;

- “Vehicle” includes any vehicle designed to travel on land that is drawn, propelled or driven by any kind of power, including muscular power, but does not include an all-terrain vehicle or a device that is designed to run on rails; and
- “Vehicle safety item” means any equipment, device or article that may be:
- (a) attached to, carried in or is a part of a vehicle; or
  - (b) worn by a driver or passenger in or on a vehicle;
- that may affect the safety of the driver, a passenger in or on the vehicle or the public, whether or not the vehicle is in motion.

## **PART 2 - ENFORCEMENT AND EMERGENCY VEHICLES**

3. (1) Subject to Subsections (2) and (3), the driver:
- (a) of an emergency or enforcement vehicle, when responding to an emergency call or alarm; or
  - (b) of an enforcement vehicle, when in pursuit of a person who is suspected of contravening a law or when going to investigate a suspected contravention of a law;
- may drive the emergency or enforcement vehicle, as the case may be, in contravention of the *Motor Vehicles Act* or this by-law when it is necessary to do so.
- (2) Subsection (1) does not apply to a driver of an enforcement or emergency vehicle, unless:
- (a) when the vehicle is moving, it is emitting an audible signal by siren and the flashing lights on the vehicle are activated; or
  - (b) when the vehicle arrives at its destination and parks, the flashing lights on the vehicle are activated.
- (3) When the driver of an enforcement or emergency vehicle contravenes the *Motor Vehicles Act* or this by-law under Subsection (1), the driver shall drive the vehicle

with regard for the safety of traffic using the highway taking into account all circumstances of the case including:

- (a) the condition of the highway;
  - (b) the amount of traffic that is on or might reasonably be expected to be on the highway;
  - (c) the nature of the use being made of the enforcement or emergency vehicle at that time; and
  - (d) the time of day.
4. Upon the immediate approach of an enforcement or emergency vehicle that is emitting an audible signal by siren or that has its flashing lights activated, the driver shall:
- (1) yield the right of way to the enforcement or emergency vehicle;
  - (2) immediately drive to a position clear of an intersection and parallel to and as close as is practicable to:
    - (a) the right-hand curb or edge of a two-way roadway; or
    - (b) the right-hand or left-hand curb or edge of a one-way roadway; and
  - (3) stop and remain in that position until the enforcement or emergency vehicle has passed.

**TRAFFIC LIGHTS**

- 5. A driver facing a green light as shown at an intersection by a traffic light may proceed across the intersection or turn left or right at the intersection.
- 6. A pedestrian facing a green light as shown at an intersection by a traffic light may cross the roadway within a crosswalk.
- 7. A driver facing a yellow or amber light as shown at an intersection by a traffic light shall stop the vehicle before it enters the intersection, unless a stop cannot be made in safety.
- 8.
  - (1) A pedestrian facing a yellow or amber light as shown at an intersection by a traffic light shall not enter the roadway.
  - (2) Where a pedestrian is crossing a roadway at an intersection under Section 6 and the yellow or amber light of the traffic light facing the pedestrian comes on, the pedestrian shall proceed across the roadway.

9. (1) A driver facing a red light as shown at an intersection by a traffic light shall stop the vehicle before it enters the intersection.
- (2) A driver facing a red light referred to in Subsection (1) may, after bringing the vehicle to a stop, proceed when it is safe to do so:
  - (a) to turn the vehicle to the right; or
  - (b) to turn the vehicle to the left from a one-way street onto a one-way street.
10. A pedestrian facing a red light as shown at an intersection by a traffic light shall not enter the roadway.
11. (1) A driver facing a red flashing light as shown at an intersection by a traffic light shall stop the vehicle before it enters the intersection.
- (2) When a driver has stopped the vehicle pursuant to Subsection (1), the driver shall yield the right-of-way to traffic in accordance with this by-law and only proceed through the intersection when it is safe to do so.
12. A driver facing a yellow or amber flashing light as shown at an intersection by a traffic light shall:
  - (1) slow the vehicle to a speed that would enable the driver to stop the vehicle before it enters the intersection;
  - (2) yield the right-of-way to traffic within the intersection or proceeding on the intersecting highway that is so close to the driver that it is not safe for the driver to enter the intersection; and
  - (3) stop the vehicle before it enters the intersection if it is not safe to proceed into the intersection.
13. A pedestrian facing a red, yellow or amber flashing light as shown at an intersection by a traffic light shall stop before crossing the roadway and only proceed across the roadway at a crosswalk when it is safe to do so.
14. Where traffic lights at an intersection are not in operation, a driver approaching the intersection shall stop the vehicle before it enters the intersection and yield the right-of-way in accordance with Section 47.
15. Notwithstanding Sections 8 or 10, a pedestrian facing the word “walk” or an outline of a walking person as shown at an intersection by a traffic light may cross the roadway within a crosswalk.

16. (1) Notwithstanding Section 6, a pedestrian facing the word “wait”, the words “don’t walk” or an outline of a raised hand as shown at an intersection by a traffic light shall not enter the roadway;
- (2) When a pedestrian is crossing a roadway at an intersection under Section 15 and the word “wait”, the words “don’t walk” or an outline of a raised hand as shown by the traffic light comes on, the pedestrian may proceed across the roadway.

**DRIVING ON LEFT-HAND AND RIGHT-HAND SIDE OF ROADWAY**

17. No driver shall drive a vehicle to the left of the center line of a roadway except:
  - (1) when overtaking and passing another vehicle proceeding in the same direction;
  - (2) when the roadway to the right of the center line of the roadway is obstructed by a parked vehicle or other object or is closed to traffic; or
  - (3) when making a left turn at an intersection or onto a private roadway or driveway.
18. A driver on a two-way roadway shall keep the vehicle to the right of the center line of the roadway when approaching and passing a vehicle proceeding in the opposite direction.
19. A driver on a two-way roadway that has a width for only one lane of traffic shall keep the vehicle on the right one-half side of the roadway when approaching and passing a vehicle proceeding in the opposite direction.
20. No driver shall drive across the median of a highway.
21. No driver shall drive from one lane to another without first signaling the intention to do so.
22. A driver driving on a roadway that is divided into lanes by lines:
  - (1) where one or more broken lines separate lanes, may, with caution, cross and recross from one lane to another;
  - (2) where a solid line and broken line are together and the broken line is on the right-hand side of the solid line, may, with caution, cross and recross from one lane to another; and the roadway to the right of the center line of the roadway is obstructed by a parked vehicle or other object or is closed to traffic; or
  - (3) where there is a solid line or where there is a broken and solid line together and the solid line is on the right-hand side of the broken line, shall not cross the solid line except to make a left-hand turn, or to enter a roadway.

23. No driver shall drive a motor vehicle in the center lane of a two-way roadway that is divided into three lanes that are not marked by lines unless:
- (1) the center lane is clear of traffic;
    - (a) when passing another vehicle proceeding in the same direction; or
    - (b) when approaching an intersection where the driver intends to turn to the left; or
  - (2) the center lane is designated for vehicles moving in the direction of the travel of the driver's vehicle.

**PASSING**

24. The driver of a vehicle overtaking a vehicle that is proceeding in the same direction may, in overtaking and passing, use the lane to the left of the vehicle that is being passed.
25. No driver shall drive on the left side of the center line of a roadway to overtake and pass a vehicle proceeding in the same direction, unless the roadway to the left of the center line is clearly visible and is free of oncoming traffic and obstructions for a sufficient distance to permit the overtaking and passing to be completed without interfering with the safe operation of another vehicle.
26. No driver shall drive on the left side of the center line of a roadway to overtake and pass a vehicle proceeding in the same direction:
- (1) within 30 meters of or while crossing an intersection, crosswalk; or
  - (2) within 30 meters of or while on a bridge.
27. No driver shall drive on the left side of the center line of a roadway to overtake and pass a vehicle proceeding in the same direction where the vehicle being overtaken is making a left turn or its driver is signaling an intention to make a left turn.
28. No driver shall overtake and pass a vehicle proceeding in the same direction on the right of that vehicle, unless:
- (1) the vehicle being overtaken is making a left turn or its driver is signaling an intention to make a left turn; or
  - (2) there is an unobstructed lane to the right of the vehicle being overtaken for traffic moving in the direction of the vehicle being overtaken.

29. No driver shall exceed the maximum speed limit for the highway when passing a vehicle.
30. No driver shall drive off a roadway when passing a vehicle.
31. A driver, when being overtaken by a vehicle proceeding in the same direction, shall allow that vehicle to pass.
32. A driver who is being overtaken in a place where passing on the right is not permitted shall:
  - (1) as far as is practicable, move the driver's vehicle to the right-hand curb or edge of the roadway to allow the overtaking vehicle sufficient room to pass; and
  - (2) not increase the speed of the driver's vehicle until the overtaking vehicle has passed.
33. A driver overtaking a vehicle proceeding in the same direction shall:
  - (1) first signal the intention to pull into another lane;
  - (2) enter another lane to pass the vehicle at a safe distance from the vehicle; and
  - (3) signal the intention to return to that lane when it is safe to return to that lane.
34.
  - (1) A driver whose vehicle is proceeding slower than other vehicles proceeding in the same direction shall drive the vehicle where there is more than one lane for vehicles proceeding in the driver's direction, in the lane closest to the right-hand curb or edge of the roadway; or where there is one lane for vehicles proceeding in the driver's direction, as close as is practicable to the right-hand curb or edge of the roadway; and
  - (2) Section (1) does not apply when overtaking and passing another vehicle proceeding in the same direction, or preparing for a left-hand turn;
35. The driver of a vehicle shall not follow another vehicle more closely than is reasonable and prudent, having due regard to the speed of such vehicles and the traffic upon and conditions of the highway.

**BACKING UP**

36. No person shall cause a vehicle to move backwards on or onto a highway unless the movement can be made in safety.

37. No person shall cause a vehicle to move backwards across the center line of a roadway unless a person outside of the vehicle directs the person in control of the vehicle and ensures that the movement can be made in safety.

**TURNS**

38. (1) A driver who intends to turn right at an intersection or onto a private road or driveway shall make the turn as closely as is practicable to the right-hand curb or edge of the roadway.
- (2) A driver who turns right at an intersection shall make the turn by passing as closely as is practicable to the right-hand curb or edge of the roadway being entered.
39. A driver who intends to turn left at an intersection shall:
- (1) approach the intersection in the extreme left-hand lane that is lawfully available to traffic proceeding in the same direction as the driver; and
- (2) after entering the intersection, make the left turn so as to leave the intersection, as nearly as possible, in the extreme left-hand lane that is lawfully available to traffic proceeding in the same direction as the driver on the roadway being entered.
40. (1) A driver who intends to turn left from a two-way roadway onto a private road or driveway shall make the turn from the right of, and as closely as practicable to, the center line of the roadway.
- (2) A driver who intends to turn left from a one-way roadway onto a private road or driveway shall make the turn from the lane closest to the left-hand curb or edge of the roadway.
41. (1) Subject to Subsection (2), a driver who intends to make a turn shall signal an intention to turn at least 30 meters before the place of the turn.
- (2) Where there is an intersection between the distance referred to in Subsection (1) and the intersection at which the driver intends to turn, the driver shall not signal the turn until the driver passes the intersection that lies between.

**U TURNS**

42. (1) Subject to Subsection (2), a driver may turn a vehicle so as to proceed in the opposite direction if that movement can be made without interfering with traffic.
- (2) No driver shall turn a vehicle so as to proceed in the opposite direction if they are driving:



- (a) on a curve; or
- (b) on an approach to or near the crest of a hill where the vehicle cannot be seen by a person operating a vehicle approaching from either direction within 150 meters.

**SIGNALS**

43. A driver who is required to give a left turn signal for a left turn or other movement of a vehicle to the left shall make the signal by:
- (a) activating the flashing turn signal lights on the left-hand side of the vehicle; or
  - (b) extending their left hand and arm horizontally from the vehicle.
44. A driver who is required to give a right turn signal for a right turn or other movement of a vehicle to the right shall make the signal by:
- (a) activating the flashing turn signal lights on the right-hand side of the vehicle; or
  - (b) extending their left arm from the shoulder to the elbow horizontally and from the elbow to the hand vertically upwards from the vehicle.
45. A driver who is required to give a signal to indicate a stop or decrease in speed of a vehicle shall make the signal by:
- (a) extending their left arm diagonally downwards from the vehicle; or
  - (b) activating the brake lights on the vehicle.
46. A driver who gives a signal by hand shall give the signal from the left-hand side of the vehicle.

**RIGHT-OF-WAY**

47. (1) In this section, "intersection" means an intersection that:
- (a) is not controlled by a traffic control device;
  - (b) is controlled by a traffic control device, but the device is not in operation; or

- (c) is controlled at every corner by a stop sign or red flashing light.
  - (2) A driver approaching an intersection shall yield the right-of-way to traffic within the intersection.
  - (3) A driver reaching an intersection before another driver has the right-of-way over the other driver.
  - (4) Where two drivers arrive at an intersection on different roadways at the same time, the driver on the left shall yield the right-of-way to the driver on the right.
- 48.
- (1) A driver who intends to turn left at an intersection facing a green light as shown by a traffic light, or from a through highway onto a highway that is not a through highway shall yield the right-of-way to traffic approaching from the opposite direction that is within the intersection or so close to the driver that it is not safe for the driver to turn left.
  - (2) A driver who intends to turn left at an intersection and faces a driver who intends to turn right shall yield the right-of-way to the driver turning right.
  - (3) A driver who intends to turn left onto a private road or driveway shall yield the right-of-way to traffic approaching from the opposite direction that is so close to the driver that it is not safe for the driver to turn left.
  - (4) A driver who has yielded the right-of-way as required by Subsections (1) and (3) may proceed to turn left with caution and vehicles approaching the intersection from the opposite direction shall yield the right-of-way to the driver and proceed when it is safe to do so.
- 49.
- (1) A driver who is about to proceed across or turn onto a through highway facing a traffic control device that requires the driver to stop shall yield the right-of-way to:
    - (a) traffic within the intersection; and
    - (b) traffic proceeding on the through highway that is so close to the driver that it is not safe for the driver to proceed across or turn onto the through highway.
  - (2) A driver who has yielded the right-of-way as required by Subsection (1) may proceed across or turn onto the through highway with caution and vehicles approaching the intersection on the through highway shall yield the right-of-way to the driver.

50. (1) A driver who intends to turn right at an intersection facing a red light as shown by a traffic light shall yield the right-of-way to traffic within the intersection and to traffic approaching the intersection on the roadway that the driver intends to turn onto that is so close to the driver that it is not safe for the driver to turn right.
- (2) A driver who has yielded the right-of-way as required by Subsection (1) may proceed to turn right with caution and vehicles approaching on the highway that the driver is entering shall yield the right-of-way to the driver.
51. A driver approaching a yield sign or flashing yellow or amber light at an intersection shall:
- (a) slow the vehicle to a speed that would enable the driver to stop the vehicle before it enters the intersection;
  - (b) yield the right-of-way to traffic within the intersection or proceeding on the intersecting highway that is so close to the driver that it is not safe for the driver to enter the intersection; and
  - (c) stop the vehicle before it enters the intersection if it is not safe to proceed into the intersection.
52. A driver who is about to enter or cross a highway from a private road, alley, building, driveway or lane shall yield the right-of-way to pedestrians and traffic proceeding on the highway that are so close to the driver that it is not safe for the driver to enter the highway and proceed when it is safe to do so.

**STOPS**

53. Where there is an opportunity to give a signal, no driver shall stop or suddenly decrease the speed of a vehicle without first giving the signal for a stop or a decrease in speed.
54. A driver that is required to stop a vehicle before it enters an intersection shall stop the vehicle before it enters an intersection:
- (a) at a stop line marked at the intersection;
  - (b) if there is no stop line, then immediately before entering a marked crosswalk; or
  - (c) if there is no stop line or marked crosswalk, then at the point nearest the intersection from which the driver has a view of traffic approaching on the intersecting roadway.

- 55. A driver approaching a stop sign at an intersection shall stop the vehicle before it enters the intersection and shall not proceed until the conditions of the traffic on the highway being entered are such that the vehicle can enter the highway safely.
- 56. A driver, on meeting a school bus that is headed in the same or opposite direction as the driver, and has its flashing lights in use shall;
  - (a) stop the vehicle before it reaches the bus, and
  - (b) not proceed until the flashing lights are no longer in use.

**MISCELLANEOUS RULES**

- 57. (1) A vehicle that has been parked for more than 72 hours on a highway without a note attached to the vehicle or other evidence that indicates the driver or owner of the vehicle intends to return, shall be deemed to be abandoned.
- (2) No person shall abandon a vehicle on:
  - (a) a highway, or
  - (b) private or public property without the express or implied consent of the owner or person in lawful possession or control of the property.
- 58. (1) No driver shall operate a vehicle if:
  - (a) the control of the driver over the driving mechanisms of the vehicle is interfered with; or
  - (b) the view of the driver to the front, sides or rear of the vehicle is obstructed.
- (2) No passenger shall occupy a position in a vehicle that interferes with or obstructs:
  - (a) the view of the driver to the front of the vehicle; or
  - (b) the ability of the driver to control the vehicle.
- 59. (1) No person shall permit:
  - (a) the number of persons in a motor vehicle to exceed the number of designated seating positions;
  - (b) a person to occupy a position other than a designated seating position in a motor vehicle; or

- (c) more than one person to occupy a designated seating position in a motor vehicle.
- (2) Subsection (1) does not apply to the driver of:
  - (a) a bus;
  - (b) an emergency vehicle; or
  - (c) an enforcement vehicle.
- 60. No driver shall drive over an unprotected hose of a fire department that has been laid down on a highway or private roadway or driveway near the location of a fire or a suspected fire, unless the driver has obtained the consent of an official of the fire department.
- 61. (1) No person shall deposit on a highway any glass, nails, tacks or scraps of metal or any rubbish, refuse or waste.  
  
(2) A person who removes from a highway a vehicle that is wrecked or damaged shall remove any glass or other thing that has fallen on the highway from the vehicle.
- 62. No driver shall drive over a sidewalk unless the vehicle is entering or leaving a driveway, lane or parking lot.
- 63. No person shall open the door of a vehicle while the vehicle is in motion.
- 64. No person shall engage in a stunt or activity on a highway that is likely to distract or startle a driver using the highway.
- 65. No person shall drive a vehicle in a race or in a contest of performance.
- 66. (1) No person shall ride and no driver shall permit a person to ride, on the outside of a motor vehicle or in the box of a truck.  
(2) Subsection (1) does not apply in respect of a person riding:
  - (a) on the seat of a motorcycle;
  - (b) on a construction vehicle or a motor vehicle engaged in the maintenance of a highway;
  - (c) on an enforcement or emergency vehicle;
  - (d) on a motor vehicle forming part of a parade that has been approved by the proper authority; or

- (e) on a motor vehicle that is part of a garbage disposal service and the vehicle is being used to collect garbage.
67. No person shall occupy and no driver whose motor vehicle is pulling a trailer shall permit a person to occupy a trailer while it is being moved on a highway.

**MOTORCYCLES**

68. (1) No driver or passenger of a motorcycle shall stand up while riding on the motorcycle.
- (2) No passenger shall ride on a motorcycle unless:
- (a) the motorcycle is designed and equipped with a seat to carry more than one person, and the person rides on that seat; or
  - (b) the passenger rides in a side car that is attached to the motorcycle.
- (3) A driver of a motorcycle shall not permit a passenger to ride on a motorcycle in contravention of Subsection (2).
69. No person shall drive or ride on a motorcycle unless the person wears a prescribed helmet in the prescribed manner.
70. No driver of a motorcycle shall drive the motorcycle beside another motorcycle that is being operated on a highway except when passing that motorcycle.

**BICYCLES**

71. (1) A person who is riding a bicycle:
- (a) shall not ride it on a sidewalk;
  - (b) shall ride it as near as is practicable to the right hand curb or edge of a roadway;
  - (c) shall not ride beside another bicycle that is being ridden on a highway except when passing that bicycle;
  - (d) shall keep at least one hand on the handle bars;
  - (e) shall ride on and astride the seat of the bicycle; and
  - (f) shall not use the bicycle to carry more persons than the number for which it is designed and equipped.

- (2) No person shall ride a bicycle on a roadway if there is a usable path, other than a sidewalk, intended for the use of bicycles adjacent to the roadway.
- 72. No person shall ride on or use a coaster, sled, toboggan, skateboard, ice skates, roller skates, roller blades or skis on a roadway:
  - (a) if there is a sidewalk adjacent to the roadway that is usable; or
  - (b) if there is no sidewalk adjacent to the roadway that is usable, unless the person rides the device as close as is practicable to the left-hand curb or edge of the roadway.
- 73. No driver shall knowingly use a vehicle to tow on a highway a person on a bicycle, coaster, sled, toboggan, skateboard, ice skates, roller skates, roller blades or skis.

**PEDESTRIANS**

- 74. (1) Notwithstanding the provisions of this or any other Act or by-law, a driver shall yield the right-of-way to a pedestrian crossing a roadway within a crosswalk at an intersection where:
  - (a) there are traffic lights at the intersection and the pedestrian is authorized under this by-law to cross the roadway; or
  - (b) there are no traffic lights at the intersection or the traffic lights are not in operation.
- (2) A driver shall yield the right-of-way to a pedestrian crossing a roadway within a crosswalk that is not at an intersection.
- 75. Where a motor vehicle is stopped at a crosswalk to permit a pedestrian to cross the roadway, a driver approaching from the rear shall not pass the stopped vehicle.
- 76. (1) A pedestrian shall look in both directions before leaving a curb or other place of safety to cross a roadway.
- (2) No pedestrian shall leave a curb or other place of safety and walk or run into the path of a motor vehicle that is so close that it is impracticable for the driver of the vehicle to yield.
- 77. Where a pedestrian is crossing a roadway at a point other than within a crosswalk, the pedestrian shall yield the right-of-way to all drivers.
- 78. Notwithstanding any provision of this by-law, a driver shall:

- (a) exercise care to avoid colliding with a pedestrian;
  - (b) give a warning to a pedestrian by sounding the horn or bell on the driver's vehicle when necessary; and
  - (c) exercise proper precaution and be prepared to stop where a child or an apparently confused or incapacitated person is on a highway.
79. (1) A pedestrian shall not walk or run on a roadway if there is a sidewalk that is usable on either side of the roadway.
- (2) Where there is no sidewalk that is usable on either side of a roadway, a pedestrian shall, unless it is impracticable, walk or run on the left-hand side of the highway or the shoulder of the highway.
80. No person who is outside of a vehicle shall hold onto a vehicle that is in motion.

#### SEAT BELTS

81. (1) No person shall operate, on a highway, a motor vehicle in which a seat belt assembly was required under the *Motor Vehicle Safety Act* (Canada) when it was manufactured, assembled or imported into Canada if the seat belt assembly has been removed or has become wholly or partly inoperative.
- (2) The driver of a motor vehicle shall, while the motor vehicle is operated on a highway, wear a complete seat belt assembly in a properly adjusted and securely fastened manner.
- (3) A passenger in a motor vehicle shall, while the motor vehicle is operated on a highway:
- (a) wear a complete seat belt assembly in a properly adjusted and securely fastened manner; or
  - (b) if the passenger is of the prescribed size or weight, be properly secured in a prescribed child restraint system.
- (4) No person shall operate a motor vehicle on a highway in which there is a passenger who is:
- (a) under the age of 15 years, unless the passenger is wearing a complete seat belt assembly in a properly adjusted and securely fastened manner; or
  - (b) of the prescribed size or weight, unless that passenger is properly secured in a prescribed child restraint system.



- (5) Subsections (2) to (4) do not apply if the person who is required to wear a seat belt or to be secured in a child restraint system is occupying a designated seating position for which a seat belt assembly was not required under the *Motor Vehicle Safety Act* (Canada) when the motor vehicle was manufactured, assembled or imported into Canada.
- (6) The operator of a taxi is exempt from Sections 81 (4) and (5) of this by-law where a passenger is being transported for compensation.

#### **DIRECTION OF OFFICER**

- 82. (1) Notwithstanding any provision of this Part, an officer may give a pedestrian or a driver a direction, the compliance of which is a contravention of a provision of the *Motor Vehicles Act*, or this by-law made under Part XII of the *Motor Vehicles Act*, if the officer believes that the direction is necessary:
  - (a) to ensure the orderly movement of traffic or to prevent injury or damage to persons or property; or
  - (b) because of an emergency.
- (2) A driver or a pedestrian who receives a direction referred to in Subsection (1) shall obey the direction and the driver or pedestrian complying with the direction does not commit an offence with respect to any provision of this by-law or the *Motor Vehicles Act*.

#### **GENERAL RULES**

- 83. (1) No driver shall operate a vehicle on a highway without due care and attention.
  - (2) No driver shall operate a vehicle without reasonable consideration for others using the highway.
  - (3) The driver of a vehicle overtaking a bicycle that is proceeding in the same direction may, in over taking and passing do so without interfering with the safe operation of the bicycle and other vehicles on the highway.
- 84. (1) Subject to Subsections 84 (2) and 84 (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.
- 85. No driver shall turn, start, stop, move or otherwise operate a vehicle on a highway unless the operation of the vehicle can be made safely and without unduly interfering with traffic on the highway.
- 86.
  - (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) the driver 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 their duties under any enactment;
    - (b) a person referred to in Section 84; or
    - (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.
- 87.
  - (1) If a driver uses a restricted electronic device in contravention of Subsection 86 (1) while on a highway that is not in a construction zone or school zone, the driver commits an offence.
  - (2) If a driver uses a restricted electronic device in contravention of Subsection 86 (1) while on a highway that is in a construction or school zone, the driver commits an offence.

88. (1) Notwithstanding any other provisions of the *Motor Vehicles Act* or this by-law, every driver and pedestrian shall obey the command that is set out in words or by signals or symbols on a traffic control device that applies to the driver or pedestrian, unless the driver or pedestrian is otherwise directed by an officer under Subsection 82.
- (2) A signal or symbol used on a traffic control device shall be deemed to give the command that is set out in the *Motor Vehicles Act* or this by-law for that signal or symbol.

**RESTRICTIONS ON SPEED**

89. No driver shall operate a vehicle within the City of Yellowknife at a speed greater than:
- (a) the maximum speed limit that is set out by a traffic control device; or
  - (b) 45 km/hour if there is no maximum speed limit set out by a traffic control device.
90. Where a traffic control device sets out a maximum speed limit, the speed limit applies to that part of the highway between the traffic control device and the point where another traffic control device indicates a greater or lesser speed or that the speed limit has ceased to apply.
91. No driver shall drive at a rate of speed that is unreasonable having regard to all the circumstances including, without restricting the generality of the foregoing:
- (a) the condition of the highway;
  - (b) the class of vehicle being driven;
  - (c) the classes of vehicles that are permitted to use the highway;
  - (d) the weather or other conditions that might affect the visibility of the driver;
  - (e) the amount of traffic on the highway; and
  - (f) the mechanical condition of any vehicle safety item in respect of the vehicle being driven.
92. (1) No driver shall operate a vehicle at such a slow speed that the vehicle unreasonably impedes the movement of other vehicles traveling in the same direction.
- (2) Subsection (1) does not apply to a driver operating a vehicle at a slow speed if the slow speed is required:

- (a) for the safe operation of the vehicle; or
- (b) to comply with this by-law

and a prescribed slow-moving vehicle sign is attached to the back of the vehicle.

93. Where a driver contravenes Section 92 (1) an officer may direct the driver:

- (1) to increase the speed of the vehicle so that the vehicle no longer impedes the movement of other vehicles; or
- (2) to remove the vehicle from the highway;

and the driver shall comply with the direction.

#### **SIDEWALK CLEANING**

94. (1) Every occupier of property abutting on a sidewalk in any part whatsoever of the City shall be required on or before the fifteenth day of May in each year to remove dirt, sand, gravel and other debris, accumulated during the winter on such sidewalk.
- (2) On or before the first day of May in each year the City Manager shall give notice to the general public setting out the requirements under Section 94 (1) of this by-law.
- (3) The City Manager will inspect the sidewalks as outlined in Section 94 (1) and where the sidewalks have not been cleaned of dirt, sand, gravel or other debris, a compliance notice may be issued to the occupier of the property abutting the sidewalk to remove dirt, sand, gravel and other debris.
- (4) Where in the interest of public safety, in the opinion of the City Manager, that dirt, sand, gravel or other debris should be removed from the sidewalk, a compliance notice may be served on the occupier of the property abutting the sidewalk and the occupier shall immediately remove such dirt, sand, gravel and other debris.
- (5) Due notice, for the purposes of Sections 94 (3) and (4), shall be served personally upon the occupier or sent by registered mail to the occupier not less than two clear days before any work undertaken pursuant to Sections 94 (3) and (4) shall be commenced.
- (6) Where remedial action has not been taken in accordance with Sections 94 (3) and (4) the City may undertake such work as is deemed necessary to comply with Sections 94 (3) and (4).

- (7) Where, pursuant to Section 94 (6) the City undertakes work, the City is hereby authorized to charge the cost of such work against the property abutting on the subject sidewalk and, in the event of non-payment of such cost, to charge the same as a special tax to be subject to the same conditions and penalties as other taxes.
  - (8) The contents of Sections 94 (3) and (4) shall not be construed so as to relieve such pedestrians of their duty to exercise due care and precaution when using the sidewalk.
95. (1) No person shall place, or shall cause or allow to be placed upon any highway or public place within the City any snow, ice, dirt, or other obstruction removed from any place in the City other than from a sidewalk pursuant to the provisions of this by-law.
- (2) The occupier of a property abutting on a sidewalk in the Central Business District, 50<sup>th</sup> Avenue from Matonabee Street to Old Airport Road, and 50<sup>th</sup> Avenue from 44<sup>th</sup> Street to School Draw Avenue, shall:
- (a) take all reasonable measures to remove or cause to be removed and cleared away all snow and ice from the sidewalk, such removal to be completed within twenty-four (24) hours of the time when such snow or ice was formed or accumulated;
  - (b) apply sand, salt or other material which renders the sidewalk safe when it can be clearly demonstrated that the surface of the sidewalk or weather conditions makes it difficult to meet the requirements in (a) above; and
  - (c) take any other reasonable measures as shall be necessary to ensure the safety of pedestrians using the sidewalk.
- (3) Where remedial action has not been taken in accordance with Section 95 (2) the City may undertake such work as is deemed necessary to comply with Subsection (2).
- (4) Where, pursuant to Section 95 (3) the City undertakes work, the City is hereby authorized to charge the cost of such work against the property abutting on the subject sidewalk and, in the event of non-payment of such cost, to charge the same as a special tax to be subject to the same conditions and penalties as other taxes.
- (5) The contents of Section 95 (2) shall not be construed so as to relieve such pedestrians of their duty to exercise due care and precaution when using the sidewalk.

**VEHICLE ON PUBLIC PROPERTY**

96. (1) No person shall operate a motor vehicle or special all-terrain vehicle in a designated restricted area as outlined in **Schedule A** of this by-law.
- (2) Subsection (1) does not apply:
- (a) to City maintenance staff and or contractors authorized by the City, whilst performing maintenance and/or construction work;
  - (b) to an officer while acting in the lawful execution of their duty; or
  - (c) to the use of vehicles registered as all-terrain vehicles on the Frame Lake Recreation/Tourism Trails between November 1<sup>st</sup> and April 30<sup>th</sup> on the north side of Frame Lake between the underpass on Old Airport Road and the Legislative Assembly.
- (3) Notwithstanding Subsection 96 (1):
- (a) an all-terrain vehicle and a special all-terrain vehicle may traverse a restricted area to access an area where there is no other reasonable access except in a “NP - Nature Preservation” zone or any cemetery as defined in the Cemetery By-law No.3965 and the Back Bay Cemetery Heritage Site By-law No. 3924; and
  - (b) streets, roads, and defined parking areas within a “PR” or “PS” zone shall not be restricted areas for motor vehicles only.
97. No person shall operate a bicycle on a trail that is shared by other users without exercising due care and attention.
98. Any person operating a bicycle on a trail that is shared by pedestrians shall yield the right-of-way to the pedestrians.

**STREET CLEANING**

99. No person shall drive a vehicle on any highway so as to prevent, hinder or interfere with the orderly use of equipment by the City to sweep, clean or clear ice, snow and other debris from any street.

**HEAVY BURDENS**

100. In this Part truck means “NSC vehicle”.

101. (1) Except with the written permission of the City Manager, no person shall place, drag, skid, move, operate or drive a vehicle or thing on a highway in such a manner as to cause actual damage to the highway.
  - (2) On any street which has been treated with asphalt oils, tar or other bituminous material or with concrete, no person shall drive a vehicle having a flange, rib, clamp, lug or other device attached to its wheels or tracks or made a part thereof or having contact with the road surface by discs or V-shaped wheels or having a track-type tread or operate machinery of such weight as might cause damage to such streets until a permit to do so has first been obtained from the City Manager.
102. A person who places, drags, skids, moves, operates or drives a vehicle or thing upon a highway contrary to Section 101 shall be liable to compensate the City for the cost of drainage, injury or loss suffered by the City or by any person in respect thereof.
103. Subject to Sections 104 and 105, no person shall drive a truck on a portion of a highway except on (See **Schedule C** attached to and forming part of this by-law):
- (a) N.W.T. Highway No. 4;
  - (b) Deh Cho Boulevard;
  - (c) Old Airport Road from N.W.T. Highway No.3 to 50<sup>th</sup> Avenue;
  - (d) Kam Lake Road;
  - (e) 50<sup>th</sup> Avenue from Old Airport Road to 48<sup>th</sup> Street;
  - (f) 48<sup>th</sup> Street from 50<sup>th</sup> Avenue to 49<sup>th</sup> Avenue;
  - (g) Forrest Drive from 50<sup>th</sup> Avenue to Con Road;
  - (h) Con Road from Forrest Drive to Robertson Drive; and
  - (i) Robertson Drive from Con Road to Yellowknife Bay.
104. Departures from the truck route, as set out in Section 103, are permitted only when traveling by the most direct route from the nearest point of the truck route to:
- (a) deliver or collect goods or merchandise to or from the premises of bona fide customers;
  - (b) travel to or from business premises of the owner of the truck concerned;
  - (c) move a house for which the necessary Moving Permit has been issued by the City;

- (d) travel to or from premises for the servicing or repairing of the truck;
- (e) pull a disabled vehicle from a highway prohibited to trucks; and
- (f) the designated "truck parking only" area on 51st Street between 50th Avenue and 51st Avenue.

105. Section 103 shall not apply to passenger vehicles or public utility vehicles, which are engaged in works on behalf of the City.

106. The Council hereby:

- (1) delegates to the City Manager the power to prescribe where traffic control devices for controlling and regulating traffic in public places are to be located; and
- (2) directs that the City Manager keep and maintain a record of such locations, which shall be open to public inspection during normal business hours.

107. The City Manager is hereby authorized to designate:

- (a) any highway for through traffic purpose. Such highway shall be properly marked if stop signs or yield signs are erected at all intersections of such highways;
- (b) safety zones and cause the same to be marked;
- (c) crosswalks upon any highway and to mark the same;
- (d) any highway intersection or other place on a highway as a place at which no left hand turn or no right hand turns or both shall be made, and shall cause the said place to be signed, barricaded or otherwise restricted;
- (e) any intersection on a highway as a place where U-Turns are prohibited and shall cause the same to be marked;
- (f) any highway as one which is closed temporarily in whole or in part to traffic and shall cause such highways to be marked;
- (g) any roadway as one to be divided into traffic lanes of such number as they may consider proper; and
- (h) highways which shall be used by trucks as defined in Section 2 of this by-law, and shall cause such highways to be marked with signs reading "Truck Route".

108. Except as authorized by the City Manager, no person shall:



- (1) erect, place or display; or
  - (2) alter, conceal, deface, damage, move or remove;  
any traffic-control device.
109. Except as authorized under the *Motor Vehicles Act* or this by-law, no person shall on or near a highway erect, place or display any sign or device that purports to be, resembles or interferes with the effectiveness of a traffic-control device.
110. The City Manager is hereby authorized to levy such charges as are appropriate upon any taxi company that is occupying one or more taxi stands in the City.

**OFFICERS**

111. (1) Council may appoint such persons as it sees fit and upon such terms as it sees fit, pursuant to by-law or by resolution, to be officers under this by-law.
- (2) Every member of the Royal Canadian Mounted Police is an ex-officio officer under this by-law.

**INSECURE LOAD**

112. No person shall drive or operate a vehicle on a highway or permit a vehicle to be driven or operated on a highway with any load unless such load and any covering thereon is securely fastened so as to prevent such load or covering from becoming loose, detached or in any manner a hazard to other users of the highway or from littering the highway.
113. When water, mud or slush is lying on any public highway, the driver of every motor vehicle thereon shall so reduce the speed of the motor vehicle to avoid splashing any pedestrian.

**OBSTRUCTION OF HIGHWAY OR SIDEWALK**

114. No person shall construct, or cause to be constructed, or erect any installation or device which shall open over, obstruct, or in any way encroach upon a sidewalk or highway without the consent of the City Manager.
115. (1) No person or organization shall conduct a parade or procession on a highway within the City of Yellowknife unless authorized by the City Manager or their designate, and:
- (a) the parade or procession is led by the Municipal Enforcement Division or a member of the R.C.M.P.; and

- (b) an application form as indicated in **Schedule D**, attached to and forming part of this by-law, is completed and approved seven days prior to the event taking place.
  - (2) Notwithstanding Subsection 115 (1) (b) a parade or procession that by its nature cannot be foreseen may be approved without seven days' notice.
116. No person or organization shall hold a special event on any highway or sidewalk within the City of Yellowknife unless authorized by the City Manager or their designate, and:
- (a) if a road closure is required it be conducted or supervised by a member of the Municipal Enforcement Division or a member of the R.C.M.P.;
  - (b) an application form as indicated in **Schedule E**, attached to and forming part of this by-law, is completed and approved 30 days prior to the event; and
  - (c) must comply with the guidelines indicated in **Schedule E**.

**LIABILITY OF OWNER**

117. If a vehicle is involved in an offence under this by-law, the owner of that vehicle, is guilty of that offence.
118. Section 117 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.

**PUNISHMENT**

119. 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.

120. Pursuant to the *Summary Conviction Procedures Act*, an officer may issue a Summary Offence Ticket Information to any person who violates any provision of this by-law and such person may pay the City a fine as outlined in **Schedule B** attached to and forming part of this by-law prior to the court date specified on the ticket.

**REPEALS**

121. By-law No. 4063, as amended, is repealed.

**SEVERABILITY**

122. Should any provision of this by-law be found to be invalid by a court of competent jurisdiction, such invalid provision shall be severed and the remaining provisions of the by-law shall be maintained.

**TRANSITIONAL**


123. A summary offence ticket information for a parking contravention issued prior to the effective date of this by-law shall be dealt with under the Highway Traffic By-law No. 4063, as amended.

**EFFECT**

124. That this by-law shall come into effect on September 1, 2022 and otherwise meets the requirements of Section 75 of the *Cities, Towns and Villages Act*, S.N.W.T. 2003, c.22, as amended.

Read a First time this 11 day of APRIL, A.D. 2022.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
City Manager

Read a Second Time this 11 day of APRIL, A.D. 2022.

R. Alby  
Mayor

J. Bamkutt  
City Manager

Read a Third Time and Finally Passed this 25 day of APRIL, A.D., 2022.

R. Alby  
Mayor

J. Bamkutt  
City Manager

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.

J. Bamkutt  
City Manager



**CITY OF YELLOWKNIFE**  
**BY-LAW NO. 5055**  
Schedule A

**Designated Restricted Areas**

1. Any school playground;
2. Any playground area;
3. Any park, recreation facility or cemetery;
4. Frame Lake trail system between Byrne Road and N.W.T. Highway No. 4 including the trails, wooden stairs and walkways on the north side and west side of the lake;
5. Rat Lake area;
6. McNiven Beach;
7. Long Lake Beach;
8. The area designated as the Yellowknife Golf Course but not including the designated parking areas;
9. The Prince of Wales Northern Heritage Centre including the causeway across Frame Lake; but not including the designated parking areas;
10. Any area zoned "PR - Parks and Recreation";
11. Any area zoned "NP - Nature Preservation"; and
12. The area designated as the Yellowknife Ski Club including the trails and walkways but not including the designated parking areas.

**CITY OF YELLOWKNIFE**  
**BY-LAW NO. 5055**  
 Schedule B

**Voluntary Penalties**  
**(Court Designation Schedule)**

<b>Section</b>	<b>Offence</b>	<b>Penalty</b>
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	Abandoning vehicle on a highway, private and / or public property	\$350.00
58 (1)	Driving without adequate control or view	\$100.00
58 (2)	Passengers interfering with driver's control	\$100.00
59 (1) (a) (b) (c)	Permitting more passengers in a motor vehicle than there are seating positions	\$150.00
60	Driving over unprotected fire hose	\$100.00
61	Littering highway	\$100.00
62	Driving on sidewalk	\$100.00
63	Opening door dangerously	\$100.00
64	Stunting	\$350.00
65	Racing	\$350.00
66	Riding in box of truck	\$50.00
67	Riding in trailer	\$50.00
68	Unsafe operation of motorcycle	\$100.00
69	Failing to wear helmet while riding motorcycle	\$150.00
70	Operating motorcycles abreast	\$50.00
71 (1) (2)	Improper use of bicycle	\$50.00
72	Failing to use sidewalk with skateboard etc.	\$50.00
73	Unlawfully towing bicycle, play vehicle or person	\$300.00
74	Failing to yield right of way to pedestrian	\$100.00
75	Passing stopped vehicle at crosswalk	\$150.00
76	Pedestrian failing to look both ways and to cross road safely	\$75.00
77	Pedestrian failing to yield right of way	\$50.00
79	Failing to walk on sidewalk or left hand side of roadway	\$50.00
80	Holding onto a moving vehicle	\$50.00
81 (1)	Operating vehicle without seat belt	\$100.00
81 (2)	Driver failing to wear seat belt	\$150.00
81 (3)	Passenger failing to wear seat belt	\$150.00

81 (4) (a)	Passenger under 15 years failing to wear a seat belt	\$200.00
81 (4) (b)	Failing to secure child in restraint system	\$200.00
83 (1)	Driving without due care and attention	\$280.00
83 (2)	Driving without consideration for others	\$100.00
85	Unsafe movement of vehicle	\$100.00
86 (1)	Using a restricted electronic device	\$280.00
86 (2)	Using a restricted electronic device in school or construction zone	\$560.00
88	Failing to obey traffic control device	\$75.00
89 (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

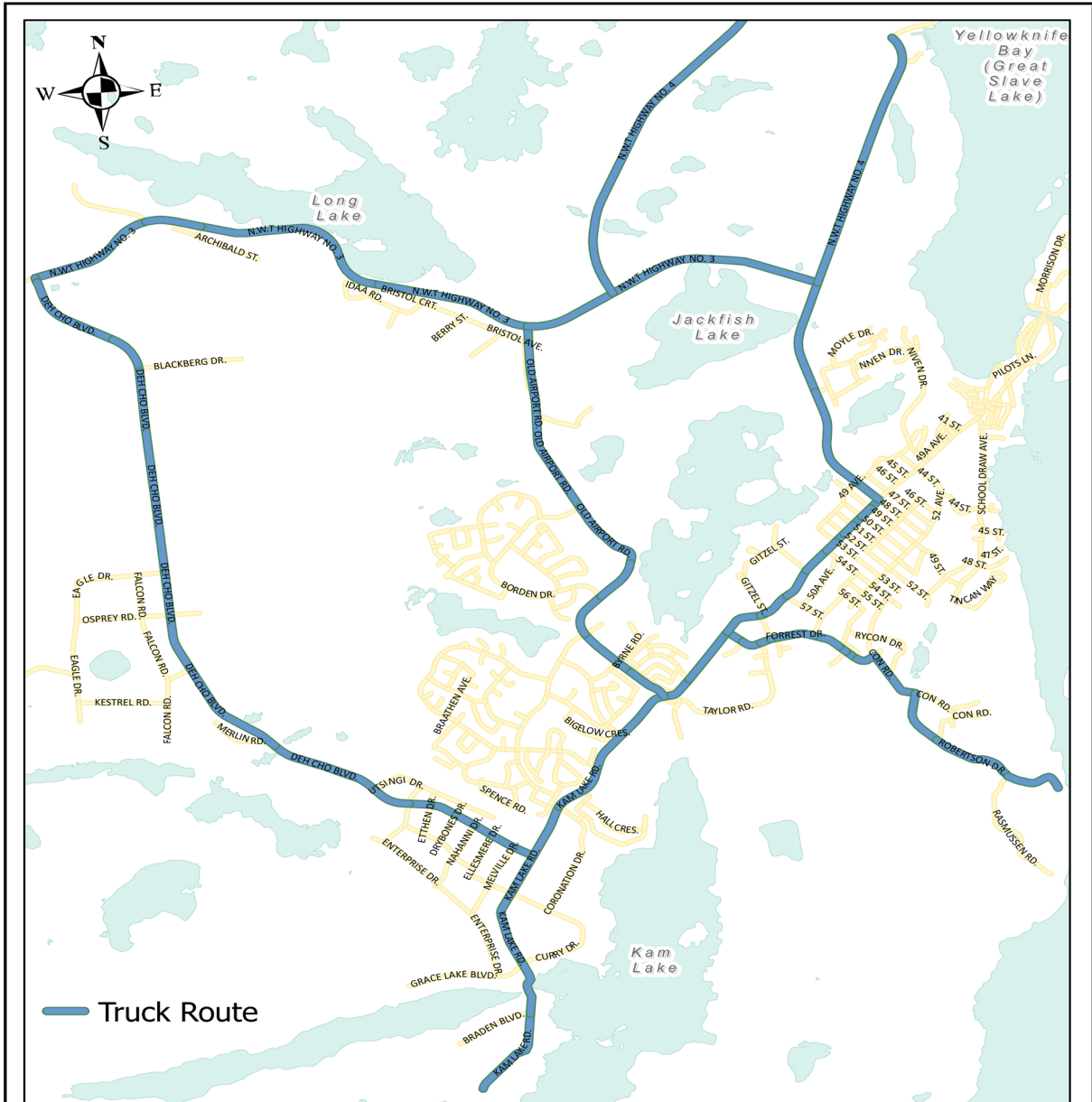



	32 km/h	\$190.00
	33 km/h	\$197.00
	34 km/h	\$205.00
	35 km/h	\$213.00
	36 km/h	\$221.00
	37 km/h	\$229.00
	38 km/h	\$237.00
	39 km/h	\$244.00
	40 km/h	\$252.00
	41 km/h	\$260.00
	42 km/h	\$268.00
	43 km/h	\$276.00
	44 km/h	\$283.00
	45 km/h	\$291.00
	46 km/h	\$299.00
	47 km/h	\$308.00
	48 km/h	\$316.00
	49 km/h	\$323.00
	50 km/h	\$331.00
89 (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
91	Driving at an unreasonable speed	\$150.00
92	Driving unreasonably slow	\$100.00
94	Sidewalk cleaning – residential	\$50.00
94	– commercial	\$100.00
95	Placing snow, etc. on highway – residential	\$50.00
95	– commercial	\$100.00
96	Operating vehicle in designated restricted area	\$100.00
97	Operating bicycle without due care and attention	\$100.00
98	Bicycle failing to yield right-of-way to pedestrians	\$100.00
99	Obstructing street cleaning	\$50.00
101	Operating skids on street	\$100.00
103	Truck route	\$100.00

108	Interfering with or damaging traffic control device	\$100.00
109	Unauthorized sign	\$100.00
112	Insecure load	\$100.00
113	Splashing pedestrian	\$50.00
114	Obstructing highway	\$100.00
115	Unapproved parade	\$100.00
116	Unapproved special event	\$100.00

CITY OF YELLOWKNIFE  
BY-LAW NO. 5055  
Schedule C



 CITY OF YELLOWKNIFE <b>Municipal Enforcement Division</b>	PROJECT: Highway Traffic By-law Schedule C	DATE: <i>February 14, 2022</i>
	TITLE: Truck Route	

CITY OF YELLOWKNIFE  
BY-LAW NO. 5055  
Schedule D

APPLICATION TO CONDUCT A PARADE OR PROCESSION

Name of Organization \_\_\_\_\_

Type of Event \_\_\_\_\_

Date and Time of Event \_\_\_\_\_

Number of Vehicles and Persons Participating \_\_\_\_\_

Contact Person \_\_\_\_\_

Phone Number \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

A map of your proposed route must be attached to your application. All applications should be completed and received by the City of Yellowknife seven days prior to the event taking place.

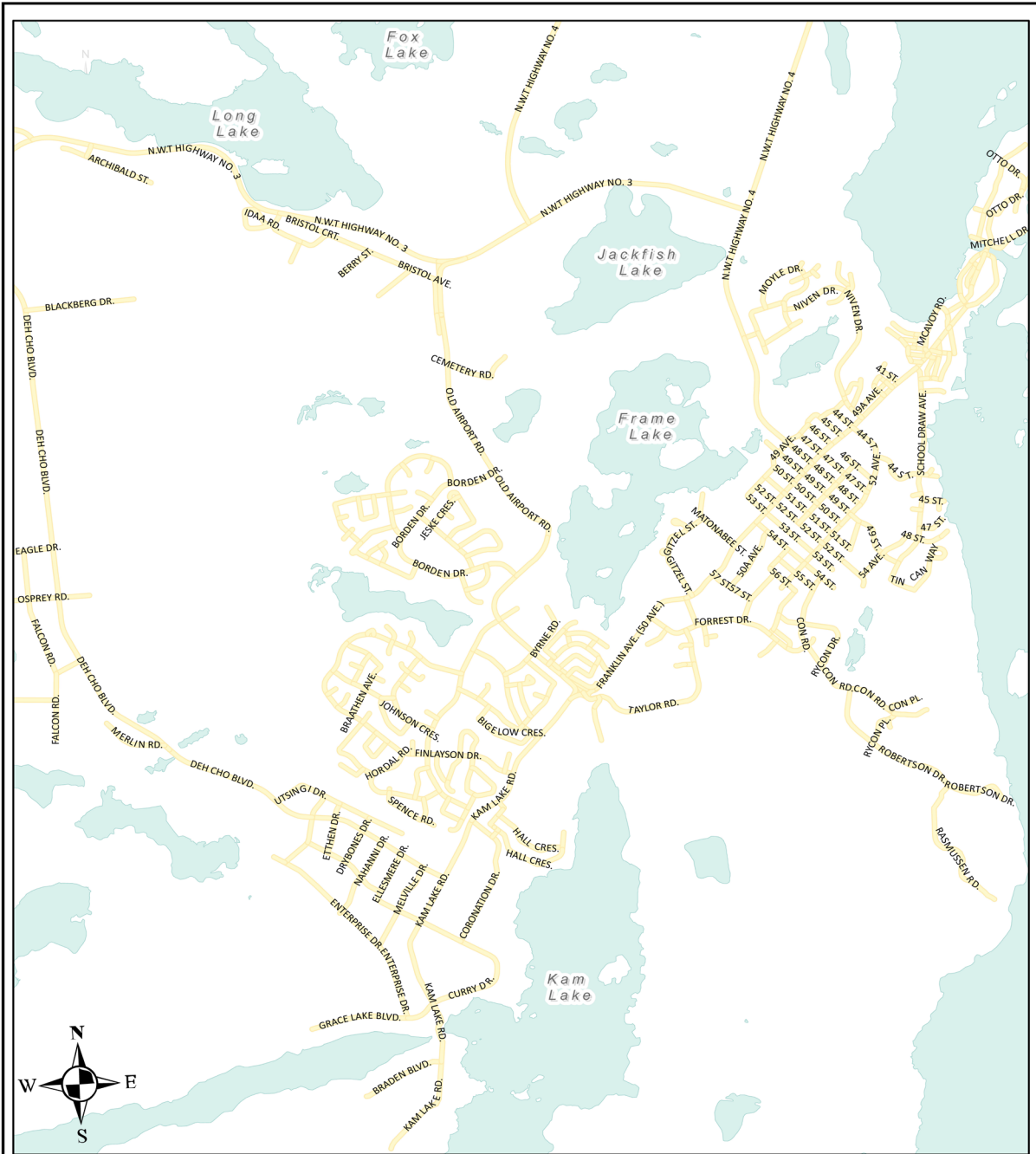
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OFFICE USE ONLY

Event Authorized by \_\_\_\_\_ Date \_\_\_\_\_

Assigned To \_\_\_\_\_ Date \_\_\_\_\_

Schedule D



 CITY OF YELLOWKNIFE <b>Municipal Enforcement Division</b>	PROJECT: Highway Traffic By-law Schedule D	DATE:  <i>February 14, 2022</i>
	TITLE: Parade and Procession Map	

**CITY OF YELLOWKNIFE**  
**BY-LAW NO. 5055**  
Schedule E

Page 1

**GUIDELINES FOR SPECIAL EVENTS**

**The City of Yellowknife Highway Traffic By-law No. 5055** contains regulations on the use of City streets and sidewalks for special events. These regulations restrict certain activities. Please review these regulations prior to submitting your application.

These Guidelines summarize regulations which may affect your event. Before filling out your Application, please review these Guidelines and take action on any of those that apply to your event.

**Your completed application must be received by the City of Yellowknife Administration 30 days prior to your event.** If you have any questions, please contact the Municipal Enforcement Division at 920-5630.

<b>Alcoholic Beverages</b>	No alcoholic beverages are allowed on City streets or sidewalks unless approved by the City Manager and a permit is obtained from the NWT Liquor Licensing Board.
<b>Animals</b>	All animals must be leashed and in the control of a competent person.
<b>Damages</b>	The event organizer/applicant is responsible for any costs related to an event which has not been agreed to, in writing, prior to the event. The event organizer is liable for any loss or damage to City of Yellowknife property or equipment. These costs are payable immediately upon receipt of an invoice by the event organizer.
<b>Fire</b>	Any form of open flame is prohibited unless approved by the Yellowknife Fire Division.
<b>Fireworks</b>	Fireworks are prohibited unless approved by the City Manager and a permit is obtained from the NWT Fire Marshal's office.
<b>Insurance</b>	Comprehensive General Liability Insurance coverage in the amount of two million dollars is required (the amount and coverage required may be revised based on the format and content of your event). The City of Yellowknife is to be

named as an additional insured and a cross liability/severability of interest clause is to be included.

**Litter**

It is the responsibility of the organizer to arrange for adequate garbage containers for the event and ensure all garbage is removed at the completion of the event.

**Road Closure**

Any road closure is to be conducted or supervised by a member of the Municipal Enforcement Division or a member of the R.C.M.P.

**Safety**

A safety plan is to be developed by the organizer and submitted with the application. The plan is to include a list of potential hazards and how to deal with them as well as a list of contact people from emergency organizations such as the Yellowknife Fire Division and the R.C.M.P. to ensure that these organizations are aware of the event.

**Security**

For events, organizers are responsible for making arrangements for security of the event area. Please contact the Municipal Enforcement Division at 920-5630 for information on security requirements.

**Sports Events**

Sports events must meet safety requirements. If approved, each participant must sign a waiver prior to the event.

**Other**

If you disregard any of these Guidelines, permission will immediately be withdrawn for the use of City streets or sidewalks and your event will be brought to an end. This will also jeopardize future requests.

Tentative booking of your event does not guarantee permission will be granted. Your event is confirmed only when you receive written notice from the City Administration.

The City reserves the right to cancel your event if the area requested is physically unfit for use due to inclement weather, or emergency maintenance developments.



**APPLICATION TO HOLD A SPECIAL EVENT**

Name of Organization \_\_\_\_\_

Type of Event \_\_\_\_\_

Date and Time of Event \_\_\_\_\_

Requested Area \_\_\_\_\_

\_\_\_\_\_

Anticipated Attendance \_\_\_\_\_

Contact Person \_\_\_\_\_ Phone Number \_\_\_\_\_

**I have read the guidelines pertaining to special events and understand that failing to follow these guidelines may result in the cancellation of the event.**

Signature \_\_\_\_\_ Date \_\_\_\_\_

**A copy of your insurance policy and safety plan must be attached to this application or it will not be considered.**

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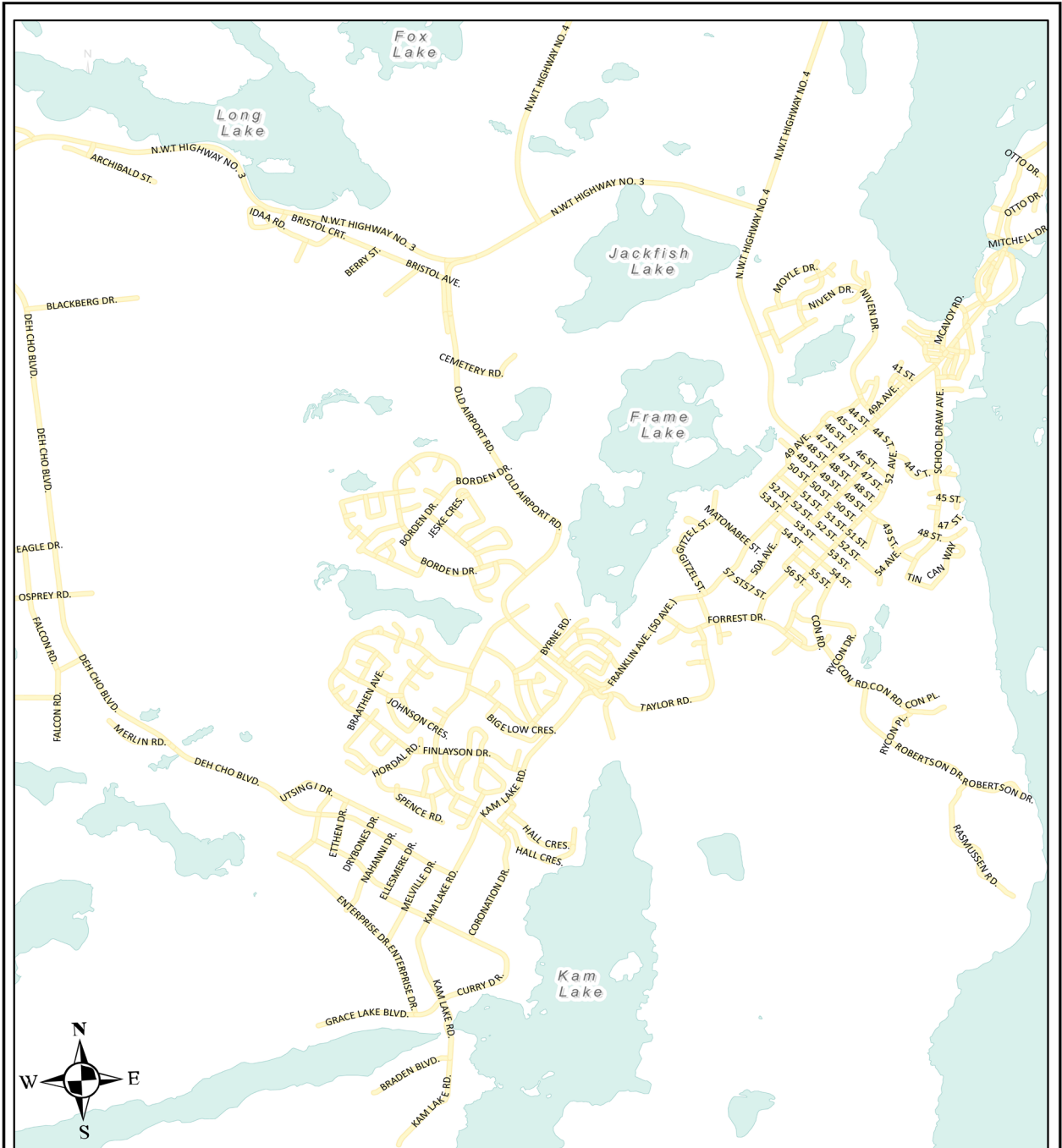
**OFFICE USE ONLY**


Date Received \_\_\_\_\_

Attachments Received \_\_\_\_\_

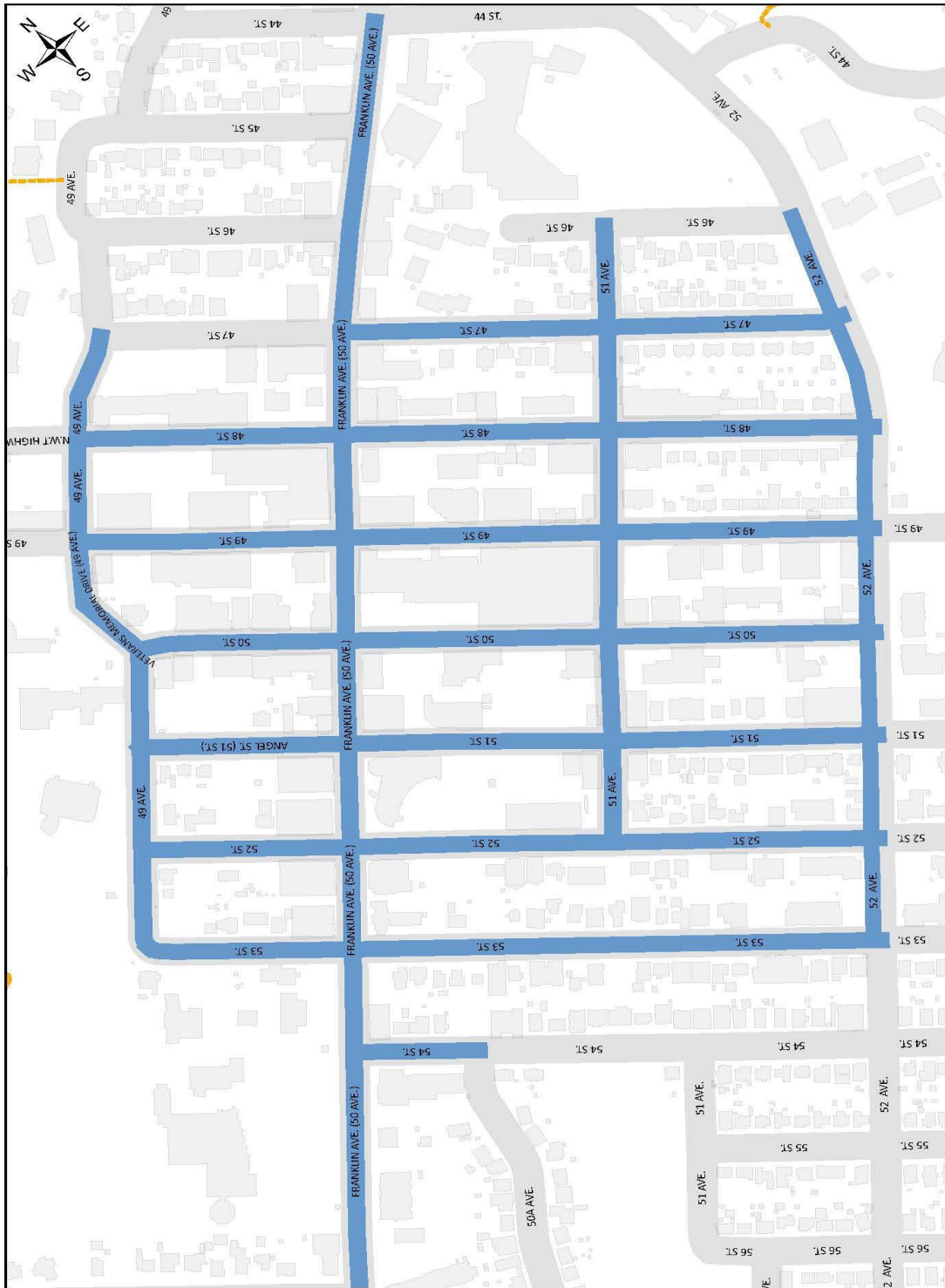
Approved by \_\_\_\_\_


Date \_\_\_\_\_



 CITY OF YELLOWKNIFE <b>Municipal Enforcement Division</b>	PROJECT: Highway Traffic By-law Schedule E	DATE:  <i>February 14, 2022</i>
	TITLE: Special Event Map	

**CITY OF YELLOWKNIFE**  
**BY-LAW NO. 5055**  
Schedule F



DATE: <b>February 14, 2022</b>	
PROJECT: Highway Traffic By-law Schedule F	TITLE: Central Business District
 CITY OF YELLOWKNIFE <b>Municipal Enforcement Division</b>	