BY-LAW NO. 15

A BY-LAW OF THE MUNICIPALITY OF SALISBURY RELATING TO TRAFFIC

WHEREAS Section 10(1)(o) of the *Local Governance Act, S.N.B., Ch. 18*, authorizes the Municipality to make a By-law for the purposes respecting Traffic;

WHEREAS the Council of the Town of Salisbury, pursuant to Section 113 of the *Motor Vehicle Act, SNB c M-17* has the authority to make a By-law respecting traffic, parking, and other traffic regulations;

BE IT ENACTED by the Council of the Municipality of Salisbury under the authority vested in it by the *Local Governance Act, S.N.B. 2017, ch.18*, as follows:

1. **TITLE**

    a) This By-law shall be cited as “Traffic By-Law”.

2. **APPLICATION**

    a) This By-law applies to the geographic limits of the Town of Salisbury, as established under Section 33 of Regulation 2022-50 of the *Act* and as shown in Schedule A.

3. **DEFINITIONS**

    a) **“Act”** means the *Local Governance Act, S.N.B., Ch. 18* and all amendments thereto;
    b) **“Bicycle”** means human-powered or electric motorized wheel-based vehicle" refers to any mode of transport consisting of one or more wheels, which can be propelled by human effort or electricity. This definition encompasses a range of vehicles including, but not limited to, unicycles, bicycles, tricycles, and multi-wheeled vehicles, each differing in the number of wheels and the nature of propulsion;
    c) **"Bridge"** means any structure used or intended to be used for the purpose of carrying traffic on a highway, over or across a river, stream, ravine, railway or other highway, and having a length between abutments not less than three meters, and includes the approaches thereto;
    d) **“Bus stop”** means a street or portion of a street set aside for the exclusive parking of buses for the purpose of allowing passengers to enter or alight therefrom;
    e) **“By-law Enforcement Officer”** means a By-law Enforcement Officer for the Town, appointed under Section 72 of the *Act (“Officer”);*
    f) **“Clerk”** means the Officer appointed as the Clerk, pursuant to section

374(1) of the *Local Governance Act, SNB 2018, c.18*;

g) **“Council”** means the Mayor and Council of the Town of Salisbury;
h) **“Designated parking space”** means a parking space which has specifically been marked or painted in a parking lot to facilitate the parking of vehicles in a neat and orderly fashion;
i) **“Emergency”** means and includes a situation in which there is imminent danger to public safety or of serious harm to premises or to a building or other structure;
j) **“Highway”** means the entire width between the boundary lines of every street, road, lane, alley, park, parking lot, school yard, picnic site, and includes the bridges thereon; (route);
k) **“Loading zone”** means a street or portion of a street set aside for the exclusive parking of commercial vehicles for the purpose of loading and unloading of merchandise;
l) **“Motorized Vehicle”** means, for the purposes of this vehicle, every vehicle that is self-propelled, but does not include e-bikes or e-scooters;
m) **“Motor Vehicle Act”** means the words defined in Section 1 of the Motor Vehicle Act R.S.N.B. 1973, c.M-17, and amendments thereto, in the Town of Salisbury
n) **“Municipality”** means the Town of Salisbury, as incorporated under Section 33 of Regulation 2022-50 in the *Local Governance Act* and all amendments thereto;
o) **“Person”** means and includes a corporation, partnership or society and the heirs, executors, administrators or other legal representatives of a person, having ownership, possession, occupancy, charge or control of premises, dwelling unit or other structure;
p) **“Premises”** means premises, property or land with all its appurtenances and structures thereon;
q) **"Provincial highway"** means a highway built and maintained by or under the supervision of the Department of Transportation, the New Brunswick Highway Corporation or a project company, whether or not such highway lies within the geographical boundaries of a local authority;
r) **“School zone”** means a portion of a highway designated as such by the Municipality pursuant to Section 142(2), or as-designated by the Province of New Brunswick pursuant to Section 140(2), of the Motor Vehicle Act and any amendments thereto;
s) **“Structure”** means anything that is erected, built, or constructed of parts joined together;
t) **“Town”** means the Town of Salisbury, or the area contained within its municipal boundaries as the context requires;

4. TRAFFIC CONTROL BY A PEACE OFFICER, SIGNALS OR SIGNAGE

a) The Department of Transportation and Infrastructure must approve all signs and their locations, with respect to the sign’s function as part of a designated highway, prior to installation on a provincial highway or

regional highway within the Town.

b) The Town's "Welcome To" signs are installed in accordance with guidelines of the Department of Transportation and Infrastructure.
c) The driver of a vehicle shall obey the requirements of the Motor Vehicle Act and any amendments thereto, unless otherwise directed by a By-law Enforcement Officer, Authorized Police Officer, or unless traffic control signals exhibiting permissible directions stipulate otherwise.

5. THROUGH HIGHWAYS

a) Highways and portions of highways designated as through highways are listed as through highways on Schedule B of this By-law. Stop signs shall be erected at all entrances thereto and at all entrances other than those listed in Schedule B for all highways under the control of the Municipality, as noted in Schedule B.
b) The Municipality shall only be responsible for highways within its jurisdiction under their control, pursuant to Section 21 of the *Local Governance Reform Act*.

6. NO STOPPING, STANDING, OR PARKING OF A VEHICLE

a) No Person shall stop, stand or park a vehicle on any highway within the Town not designated as a provincial highway, except in accordance with this by-law and no person shall stop, stand or park a vehicle on any street or portions thereof:
    i. having a measured width between curbs, or roadside in the absence of curb(s), of less than 6.5 meters;
    ii. set aside for the exclusive parking of buses for the purpose of allowing passengers to enter or alight therefrom;
    iii. to prevent or obstruct the passing of other vehicles;
    iv. within three (3) meters of an entrance to a church, school, hotel or theatre, motel, hotel or post office;
    v. within five (5) meters of a fire hydrant, pedestrian crossing, or intersection; or
    vi. in any areas of a parking lot not designated for parking;
    vii. No person shall park a vehicle in a parking lot other than in a designated parking space;
    viii. All limited parking areas, streets and portions of streets, or any parking area described as reserved parking area or parking marked and designated as a time limited parking by an appropriate sign or markings showing the time limits of permitted parking.
b) A By-law Enforcement officer may move or cause any vehicle found stopped or parked in violation of the provisions of this by-law to be moved on any highway within the Town. A vehicle so moved under this

section shall be stored in such a place as the By-Law Enforcement officer may direct and the registered owner of such vehicle at the time shall be liable for the costs and charges for the moving and storage thereof.

7. WINTER PARKING

a) From November 15 to April 15, between the hours of 12:00 am and 07:00 am of any day, no person shall park a vehicle unattended on any highway for the purposes of ensuring snow removal operations.
b) The Council, or its designate, or By-Law Enforcement officer may move or cause to be moved any vehicle found impeding winter maintenance, plowing of snow, stopped or parked in violation of the provisions of this by-law on any highway within the Town. A vehicle so moved under this subsection shall be stored in such a place as the Council or its authorized designate, or a traffic officer may direct and the registered owner of such vehicle at the time shall be liable for the costs and charges for the moving and storage thereof.

8. FIRE LANES

a) No person shall stop, stand or park a vehicle, whether attended or unattended, within areas marked as “FIRE LANE”.
b) No person shall stop, stand or park a vehicle, whether attended or unattended, within six (6) meters of the exterior wall of a mall or plaza or other building where a fire lane has been designated.

9. NUISANCES

a) No person shall place upon any highway for sale or display goods, wares vehicles or merchandise or solicit and receive orders for same.
b) No person shall deposit or cause to be deposited, by shoveling, scooping, or plowing, any snow, grass, brush, or foreign material, upon or across any street, sidewalk, crosswalk, or near any fire hydrant.
c) No person shall remove or attempt to remove, dig up, cut down destroy or in any manner damage or injure any trees in or upon any highway or public place.
d) No person shall park a motor vehicle on any street at any time to impede traffic and if a By-Law Enforcement officer or person designated by the Council orders the vehicle removed, the owner of the vehicle shall be liable for any removal, towing and storage charges.
e) No person shall place or park on any street, at any time, a motor vehicle for the purpose of sale, or display for offer of sale and if a By-Law Enforcement officer or person designated by Council orders the vehicle removed, the owner of the vehicle shall be liable for the cost of removal,

towing and storage of the vehicle.

f) No person shall abandon a vehicle or leave a vehicle standing for a period of more than twenty-four hours on any of the Town's highways.

10 AUTHORIZED EMERGENCY VEHICLES

a) Upon the immediate approach of an authorized emergency vehicle equipped with at least one lighted lamp exhibiting a flashing red light visible from the front of such vehicle, and when the driver is giving an audible signal by siren, exhaust whistle, or bell, the driver of every other vehicle shall yield the right-of-way to such authorized emergency vehicle and shall immediately drive to a position parallel to, and as close as possible to, the right-hand edge or curb of the roadway clear of any intersection and shall stop and remain in such position until the authorized emergency vehicle has passed, except when otherwise directed by a peace officer.

b) The driver of every vehicle shall yield the right-of-way to a police vehicle which is being used as an authorized emergency vehicle in the manner provided in subsection (1) when the driver of such police vehicle is giving an audible signal by siren, exhaust whistle or bell, and whether or not such police vehicle is equipped with a flashing red light visible from the front thereof.

11. IMPOUNDING OF VEHICLES

a) A By-law Enforcement Officer may remove and impound any vehicle which is found to be parked or abandoned on any street in contravention of any provision of this By-law and no person shall take possession of a vehicle so removed or impounded until all costs and charges for removal, towing and storage of such vehicle have been paid.

13. POLLUTION

a) No driver or person in control of or in charge of a vehicle or off-road vehicle shall cause or make any unnecessary or unreasonable noise as per section 109 of the *Motor Vehicle Act*.

b) No driver or person shall cause or permit any load from dropping, sifting, leaking or otherwise escaping from the vehicle and or trailer.

14. PARADES AND PROCESSIONS

a) Pursuant to Section 113(1)(c) of the *Motor Vehicle Act*, the Municipality shall regulate processions and assemblages on highways.
b) Any person wishing to hold a parade, marathon, or assemblage on a street within the Municipality shall apply, included in Schedule C, at least 40 days prior to the event.
c) In the event that a parade, marathon, or assemblage requiring a full or partial street closure is within or on a provincial road or highway, the Town shall request a Letter of Permission from the Department of Transportation and Infrastructure.
d) For any planned closure, the Town shall be responsible for informing emergency services of any planned closure(s).
e) Upon receipt of an application referenced in Section C of this By-law, completion of the notification and approval process (when applicable) referenced in Section C of this By-law, and once authorized by resolution of Town Council, the Town shall issue a permit to hold or carry on the event.
f) No parade, assemblage, marathon, or any planned closure may occur without the appropriate application and permit from the Municipality.

15. NON-VEHICULAR TRAFFIC

a) Pedestrians shall obey the provisions of the *Motor Vehicle Act*.
b) No *motorized vehicles*, except those authorized by the Town, are allowed on lands designated as parks, playgrounds, walking paths, trails, boardwalks, beaches, green areas, ball fields, lawns, nature preserves, land for public purposes or open spaces, except in those areas designated as driveways and parking lots.
c) As per *Section 177(3) of the Motor Vehicle Act*, no person shall ride or drive a bicycle on a highway unless the person is wearing a helmet.
d) As per *Section 177(4) of the Motor Vehicle Act, n*o person or guardian of a person who is under sixteen (16) years of age shall authorize or knowingly permit that person to ride or operate a bicycle on a highway unless the person is wearing a helmet.
e) No person shall ride or drive a bicycle, skateboard, or non-motorized vehicle upon any sidewalk except for the purpose of crossing such sidewalk.
f) As per *Section 181(1) of the Motor Vehicle Act* No person shall operate a bicycle at night unless it is equipped with a lamp on the front that emits a white light visible from a distance of at least one hundred fifty meters to the front and with a red reflector on the rear of type approved by the Registrar which shall be visible from one hundred meters to the rear when directly in front of lawful upper beams of head lamps on a motor vehicle, but a lamp emitting a red light visible from a distance on one hundred fifty

meters to the rear may be used in addition to the red reflector.

16.SCHOOL ZONE

a) The Town shall designate a school zone on municipal roads in proximity to any school, as shown in Schedule C. Pursuant to Section 140.1(1.1) of the *Motor Vehicle Act*, the Minister of Transportation and Infrastructure has designated the portion(s) of provincial highway indicated in Schedule D as a school zone.
b) School zones, whether designated by the Municipality or the Minister of Transportation and Infrastructure, are subject to provisions of Subsection 140 of the *Motor Vehicle Act*, its subsections, and any and all amendments thereto.
c) No person shall park, stop, or stand a vehicle on portions of Douglas Street, shown in Schedule D, between the hours of 7:30 am to 8:30 am and from 1:30pm to 3pm on any school day. This No Parking requirement includes the side of highway opposite that on which the school premises lie.
d) No person shall park, stop, or stand a vehicle on portions of River Road, shown in Schedule D, between the hours of 7:30 am to 4:00 pm on any school day. This No Parking requirement includes the side of highway opposite that on which the school premises lie.
e) The Town shall employ a school crossing guard, pursuant to the provisions of Section 169.1 of the *Motor Vehicle Act*, at the designated crosswalk(s) shown in Schedule D of this By-law.

17. COMMERCIAL VEHICLES

a) The driver of any commercial vehicle having a gross mass of forty-five hundred (4500) kilograms or more shall not be permitted to park and leave the vehicle on any municipally owned street or parking area.
b) The provisions of this section do not apply to:
    i. Vehicles owned by or under contract to the Town;
    ii. Vehicles owned by the Salisbury Fire Department;
    iii. Vehicles owned by the Province of New Brunswick; and
    iv. Vehicles owned by a public utility.

18. CROSSWALKS

a) The Municipality is responsible for the installation, maintenance, signage, and painting of crosswalk lines at the designated crosswalks.
b) The Council of the Municipality shall be responsible for the determination of crosswalk locations, which are shown in Schedule E.
c) Pursuant to Section 121(1) of the *Motor Vehicle Act*, pedestrians shall obey the directions indicated by any special pedestrian control signals that exhibit any symbol prescribed by regulation, such as crosswalks.
d) Pursuant to Section 169(2) of the Act, the Town prohibits the crossing of any roadway on a *highway* within the Town except in a cross walk.
e) Pursuant to Section 171(1) of the Act, a crosswalk exists at a stop intersection, even when unmarked, or when a marked crosswalk exists.
f) The installation of pedestrian crosswalks on provincial highways requires the approval of the Department of Transportation and Infrastructure (DTI).
g) Prior to installation of a crosswalk, the Town shall undertake an evaluation to determine if a location warrants a crosswalk using national standards of the Transportation Association of Canada (TAC) at the recommendation of a certified Traffic Engineer. Such evaluation shall include, but is not limited to, determination of available stopping sight distance, the number and type of pedestrians crossing the roadway, and the number and speed of motor vehicles in the area.

19. EVENT PARKING

a) In the event of an event, the Town may, at its discretion, initiate Event Parking Procedures to ensure emergency vehicle access and safe traffic flows in residential areas in the proximity of events.
b) Areas of the Municipality which may be subject to event parking are listed in Schedule F of this By-law.
c) In the event that the Town initiates Event Parking procedures, the Town shall follow the procedures outlined in Schedule G of this By-law.
d) When Event Parking is initiated, no person shall park, stop, or stand a vehicle on any side of the road which is designated as no-parking for the duration of the event.

20. TRAFFIC RULES

a) No Person Shall willfully fail or refuse to comply with any order or direction of a By-Law Enforcement Officer or Peace Officer given in respect to the direction, control or regulation of traffic.
b) Every driver of a vehicle shall, immediately upon being signaled or requested to stop by a By-Law Enforcement Officer or Peace Officer, bring the vehicle to a stop and keep it at a stop until directed to proceed.

c) A By-Law Enforcement Officer while on duty may request from the driver of a vehicle any documentation that the driver has in his or her possession that relates to the operation of the of the vehicle or any load carried or towed by the vehicle.
d) A driver to whom a request has been made under subsection (c) shall forthwith present and deliver to the officer for inspection such documentation that he or she has in their possession and that has been requested by the officer.
e) Every driver who, having been signaled or requested by a By-Law Enforcement Officer or Peace Officer to bring his vehicle to a stop, fails to stop, and willfully continues to avoid an officer who is recognizable as such and who is pursuing him will have committed an offence.

21. VALIDITY

a) If any part of this by-law is held to be invalid and struck down, it does not invalidate the remaining provisions of the By-law.

22. VIOLATIONS AND OFFENCES

a) Any person who violates a provision(s) of this By-law has contravened this by-law and is liable to a penalty outlined in Schedule H, to be paid within 30 days of the date in which a penalty is given, and in which shall not exceed fifteen hundred dollars ($0.00-$1,500.00).
b) Any person who fails to pay the administrative penalty within the time prescribed is guilty of an offence and is liable on summary conviction to an additional fine of, at minimum, $140.00 but that shall not exceed $2,100 ($140.00-$2,100).
c) Any person commits an offence under this by-law if they interfere or attempt to interfere with any Officer authorized to enforce provisions of this By-law.

23. EFFECTIVE DATE

a) This By-Law comes into effect on the date of the final passing thereof.

Read a first time this ___ day of _____, 2025.

Read a second time this ___ day of _____, 2025.

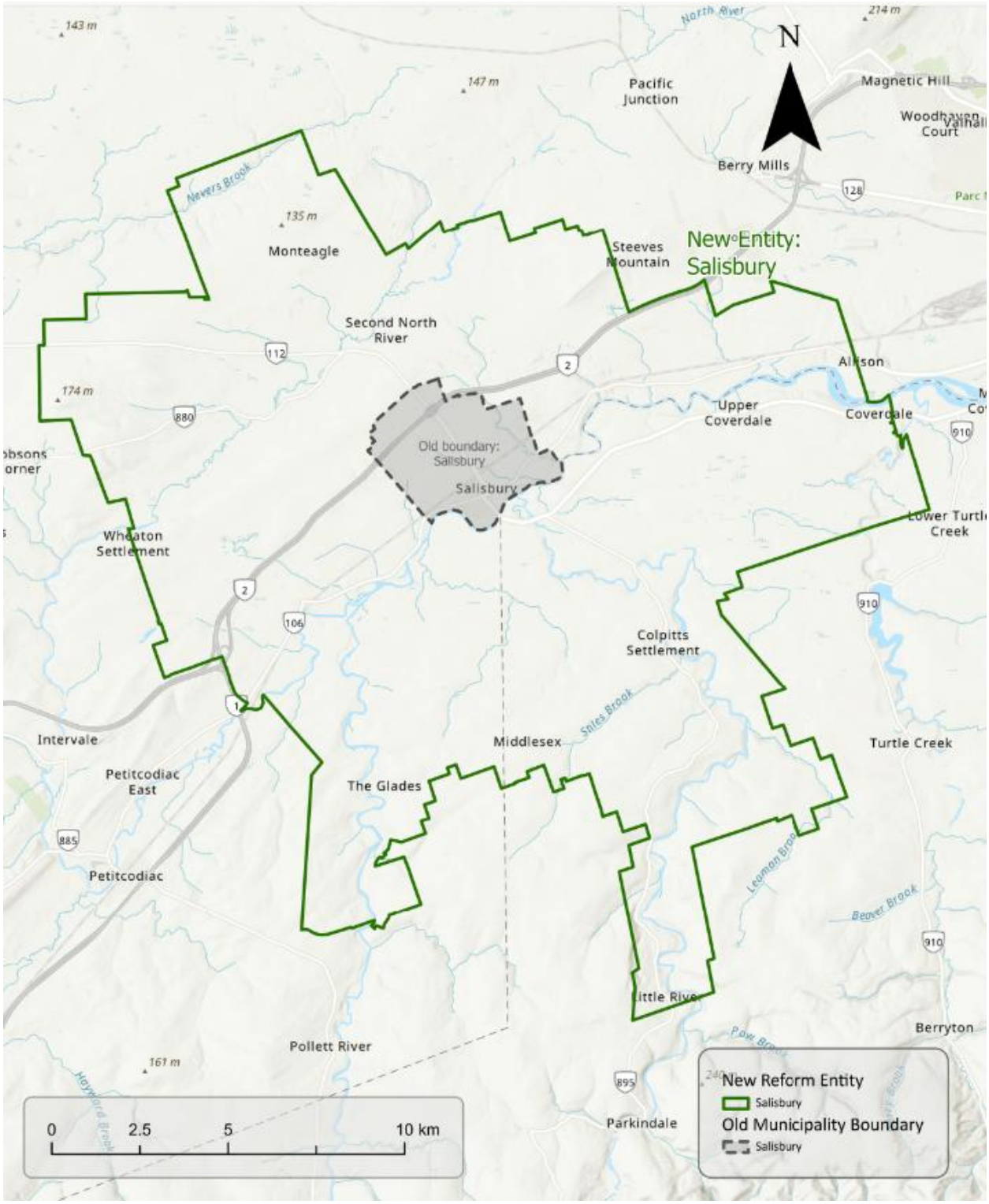
Read a third time and passed by Council on this ___ day of _____, 2025.

_____
Mayor

_____
Clerk

SCHEDULE “A”

Geographic Boundary Covered by this By-law



SCHEDULE B
Highways within Town of Salisbury

Pursuant to Section 21 of the Local Governance Reform Act, a road, street, or highway in a restructured local government, including the Town of Salisbury, that

was under the control of the Minister of Transportation and Infrastructure immediately before January 1, 2023, remains under the control of the Minister of Transportation and Infrastructure **(BOLD),** including any street speed limits and any and all amendments thereto.

Notwithstanding the list of streets below, reasonable efforts shall be maintained to ensure the list is as up to date. Inaccuracies with highways that are under the control of the Minister of Transportation and Infrastructure shall not be the responsibility of the Municipality. In the event of a discrepancy, the provincial posted regulation or change(s) shall prevail.

B-1	**HIGHWAYS WITH 80 KILOMETRE** SPEED LIMITS	**1. Coverdale Road** **2. Route 106** **3. Lower Mountain Road** **4. Upper Mountain Road** **5. River glade Road** 6. **Sanitorium Road**
	HIGHWAYS WITH 70 KILOMETRE SPEED LIMITS	**1. Route 112 (Trueman Street to Civic Address #2744)** **2. Scott Road** **3. Salisbury Back Road** **4. Middlesex Road** **5. Bannister Road** **6. Colpitts Road** **7. Route 895** **8. Lewis Road**
	HIGHWAYS WITH 60 KILOMETRE SPEED LIMITS	**1. Route 112(Homestead Road to Truman Street** **2. Ontario Drive** **3. Albert O'Blenis Road**
	STREETS WITH 50 KILOMETRE SPEED LIMITS	**1. Route 106(Larsen Lane to Reeder road** **2. 2744 Fredericton Road to Route 106(Main Street)** 3. MacWilliam Road 4. Bleakney Road **5. Marx Farm Road**

	STREETS WITH 40 KILOMETRE SPEED LIMITS	1) Larsen Lane 2) Parkin Street 3) Boyd Street 4) Horseman Street 5) Smith Street 6) Railway Drive 7) Kay Street 8) Harlow Street 9) Peter Street 10) Veterans Ave 11) Marquis Street 12) Glendale Street 13) Slater Drive 14) Maplehurst Drive 15) Granite Drive 16) Highland Drive 17) DeLong Drive 18) Gordon Street 19) Chad Crescent 20) Briarcroft Street 21) Mesheau Street 22) Shanea Street 23) MacDonald Road 24) Braemar Street 25) Dundee Drive 26) Reeder Road 27) Morgan Drive **28) Silas Lewis Road** **29) Murray O'Blenis Road** **30) Hartley Lewis Road** **31) Griffin Road** **32) Hope Road** **33) Lutes Road**
B-2	**SCHOOL ZONES/ 30 KILOMETER** SPEED LIMITS	1) David Street **2) Hunwicks Street** **3) Hopper Avenue** 4) Russell Drive 5) Perry Road

		6) Douglas St **7) River Road** 8) Hilary Lane 9) Shirley Avenue 10) Jared Court 11) Jill Street 12) Alex Avenue **13) Wortman Road** 14) Government Road
B-3	**THROUGH HIGHWAYS**	**1. Route 112 (Coverdale Road)** **2. Route 112(Fredericton Road)** **3. Route 106** **4. Homestead Road**
	NO TRUCK ROUTE	**1. Upper Mountain road** **2. Homestead road(Rte 112 to Rte 106)**

SCHEDULE C
Parade Application

<<Insert online form after approval>>

SCHEDULE D

School Zones

Maps to be finalized upon approval

School Zone(s):

School Zone(s) – No Parking:

Designated Crossing Guard:

SCHEDULE E

Traffic Control Signals or Crosswalk Locations

Rectangular Rapid-Flashing Beacon (RRFD), as shown in green:

- River Road & Route 106 (Main Street)

Overhead Flashing Crosswalk Treatment (RA-5), as shown in blue:

- Douglas Street & Main Street (Route 106)

Side-Mounted Crosswalk (RA-4), as shown in purple:

- 3070 Main Street (Route 106)

Painted Crosswalk Only, as shown in white:

- Douglas Street (at Main Street/Route 106)
- River Road (at Main Street/Route 106)

SCHEDULE F

Event Parking Area(s)

SCHEDULE G

Event Parking Procedure(s)

In the event that the Town, at its sole discretion, deems it necessary to initiate Event Parking procedures, pursuant to Section 19 of this By-law, the Town shall:

a. Issue a public notice on the Town's website, salisburynb.ca, approximately 48 hours before the event
b. Issue a public notice on the Town's social media channels, approximately 48 hours before the event, specific to the Event Parking procedures
c. No later than four (4) hours of the commencement of the event, install signage at approximately 25-feet intervals on all sides of street in which event parking procedures are in effect. Such signage shall stipulate:
    I) No Parking
    II) Event Parking Provisions in Effect
    III) More information: salisburynb.ca
d. Approximately 48 hours before the event, issue a door knocker to the properties on the street(s) that have will have event parking initiated
e. One day before the event, notify emergency services (Salisbury Fire Rescue, Ambulance New Brunswick, RCMP (Caledonia Detachment) of the event, event parking provisions, and emergency access if needed

As part of event planning procedures, the Town is encouraged to communicate parking and options to access events, even outside of the formal procedures for event parking contained herein.

While the Town will make every reasonable effort to communicate parking provisions proactively, certain instances may result in the Town being unable to meet these standard timelines, in which instance the Town shall endeavor to meet as many of the standard notification protocol(s) as possible. At no point will the Town enforce or initiate event parking provisions in the absence of temporary on-site signage, as per the provisions of this By-law.

SCHEDULE H

Administrative Penalties & Fees

Section(s) of By-law Contravened	Administrative Penalty
Section 6 – No Stop, Stand or Parking of Vehicles Section 7 – Winter Parking Section 8 – Fire Lanes Section 9 – Nuisances Section 12(a)&(b)- Pollution	• First Offence: $100.00 • Second Offence: $250.00 • Third Offence and each subsequent offence in a calendar year: $500.00
Section 16(b) – Commercial Vehicles	• First Offence: $100.0 • Second Offence: $200.00 • Third Offence and each subsequent offence in a calendar year: $500.00
Section 11- Bicycles	• $21.00