

PROPOSED

C2021-0146
ATTACHMENT 4

BYLAW NUMBER 1H2020

BEING A CHARTER BYLAW OF THE CITY OF CALGARY TO ESTABLISH A STANDARD SPEED LIMIT

WHEREAS subsection 106(c) of the *Traffic Safety Act*, R.S.A. 2000, c. T-6, (the “*Act*”) provides that the maximum speed limit for a highway or street located within an urban area such as the City of Calgary is 50 kilometres per hour, unless another speed limit for a highway or street is prescribed by a sign posted pursuant to subsections 108(1)(c) and (3) of the *Act*;

AND WHEREAS section 6 of the City of Calgary Charter, 2018 Regulation, AR 40/2018 (the “*Charter*”) modifies the *Act* as it is to be read for the purposes of being applied to the City of Calgary;

AND WHEREAS subsection 6(4) of the *Charter* adds section 106.1 to the *Act*;

AND WHEREAS subsection 106.1(1) of the *Act* provides that despite subsection 106(c), Council may by bylaw establish a speed limit for a highway or street located within the City of Calgary that is different from the 50 kilometres per hour speed limit referred to in subsection 106(c);

AND WHEREAS subsection 106.1(2) of the *Act* states that a bylaw made under subsection 106.1(1) must provide for the giving of public notice of a speed limit for a highway or street located within the City of Calgary before the speed limit becomes effective;

AND WHEREAS pursuant to subsection 9(1) of the *Charter*, Council must, before giving second reading to a proposed bylaw under the authority provided by section 6 of the *Charter*, hold a public hearing in respect of the proposed bylaw in accordance with section 230 of the *Municipal Government Act* (RSA 2000, c. M-26), after giving notice of it in accordance with section 606 of the *Municipal Government Act*.

AND WHEREAS this Bylaw has been advertised in accordance with section 606 and a public hearing has been held in accordance with section 230:

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

Short Title

1. This Bylaw may be cited as the “Speed Limit Charter Bylaw”.

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Definitions

2. In this Bylaw:

- (a) “*Act*” means the *Traffic Safety Act*, R.S.A. 2000, c. T-6;
- (b) “*The City*” means the municipal corporation of The City of Calgary;
- (c)
 - (i) the term “*highway*” has the meaning as defined in the *Act*,
 - (ii) the term “*street*” has the meaning as defined in the Street Bylaw 20M88, and,
 - (ii) the terms “*traffic control device*” and “*Traffic Engineer*” have the same meanings as defined in the Calgary Traffic Bylaw 26M96.

Speed limit

- 3.
 - (1) Despite subsection 106(1) of the *Act*, the maximum speed limit for a *highway* or *street* located within the City of Calgary is established as 40 kilometres per hour,
 - (2) The speed limit established in subsection (1) does not apply to a *highway* or *street* where the speed limit is prescribed by a *traffic control device* posted by the *Traffic Engineer* pursuant to section 4(2) of the Calgary Traffic Bylaw 26M96.

Public notice

- 4.
 - (1) *The City* must post on its website calgary.ca a notice in respect of the speed limit set out in subsection 3(1) no later than March 1, 2021, and must maintain this notice on the website indefinitely.
 - (2) The *Traffic Engineer* must erect signs at the municipal boundary on all *highways* and *streets* entering into the City indicating the speed limit set out in subsection 3(1) no later than March 1, 2021.
 - (3) *The City* must advertise a notice in respect of the speed limit set out in subsection 3(1) on Traffic Advisory Radio, broadcasting at 107.9 MHz FM in the Calgary region, no less than 50 times per day, commencing on March 1, 2021 and continuing until November 30, 2021, or such longer period as the *Traffic Engineer* deems necessary.

Consequential amendment

- 5. Subsection 4(3) of the Calgary Traffic Bylaw 26M96 is deleted.

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Coming into force

6. (1) This Bylaw comes into force upon being published on the *City's* website in accordance with section 10 of the City of Calgary Charter, 2018 Regulation, AR 40/2018.
- (2) Despite subsection (1), section 3 comes into force on April 4, 2021.

READ A FIRST TIME ON _____

READ A SECOND TIME ON _____

READ A THIRD TIME ON _____

MAYOR

SIGNED ON _____

CITY CLERK

SIGNED ON _____

PUBLISHED ON THE CITY'S WEBSITE THIS _____ DAY OF _____, 2021.