

BYLAW 04-26

A BYLAW OF THE TOWN OF OKOTOKS IN THE PROVINCE OF ALBERTA TO AMEND IDLE FREE BYLAW 18-15

WHEREAS pursuant to the provisions of the *Municipal Government Act*, RSA 2000, c. M-26 and amendments thereto, Council of the Town of Okotoks (Council) passed Bylaw 18-15 for the purpose of regulating vehicle idling; and

WHEREAS Council deems it desirable to amend Bylaw 18-15 to update definitions, update the list of vehicles exempt under the bylaw, and clarify processes for penalties and enforcement.

NOW THEREFORE Council enacts as follows:

That Bylaw 18-15 be amended by:

1. Updating the third WHEREAS statement by replacing the word "motor" with the phrase "internal combustion engine".
2. Updating all defined terms under Section 2. DEFINITIONS by removing the word "means".
3. Updating the definitions for the following terms to be:
 - 3.1. Chief Administrative Officer - the person appointed to the position of Chief Administrative Officer for the Town within the meaning of the *Municipal Government Act* and the Town's CAO Bylaw;
 - 3.2. Council - the Mayor and Councillors of the Town duly elected pursuant to the *Local Authorities Election Act*;
 - 3.3. Parades and processions - any group or train of persons or vehicles using the highway within the Town for show or display, but does not include any military or funeral parade or procession;
 - 3.4. Town - the Corporation of the Town of Okotoks in the Province of Alberta and where the context so requires, the area of land within the corporate boundaries thereof;
 - 3.5. Vehicle - a device in, on, or by which a person or thing may be transported or drawn on a highway that is designed to be self-propelled by an internal combustion engine but does not include a motor-assisted cycle or a vehicle operated wholly by an electric motor;
 - 3.6. Violation ticket - a ticket issued pursuant to the Provincial Offences Procedures Act RSA 2000, c.P-34 (POPA) as amended and any regulations thereto.
4. Changing the term "violation tag" to be "Town tag" and placing it in the correct alphabetical order that reflects this new name and within the definition replacing the words "Municipal Manager" with the initials "CAO";

5. Updating Section 3. IDLING by:
 - 5.1. Increasing within sub-section 3.1 the permitted idle time for an occupied vehicle from three minutes to five minutes and the continuous timeframe from thirty (30) minutes to sixty (60) minutes;
 - 5.2. Increasing within sub-section 3.2 the permitted idle time for an unoccupied vehicle from three minutes to five minutes; the continuous timeframe from thirty (30) minutes to sixty (60) minutes; and deleting the phrase "...when the outdoor ambient air temperature is above 0°C.";
 - 5.3. Deleting sub-section 3.3 in its entirety;

6. Updating Section 4. EXEMPTIONS FROM IDLING PROVISION by:
 - 6.1. Adding to the end of sub-section 4.1.2 the phrase "...from public or private transit vehicles;"
 - 6.2. Adding to the end of sub-section 4.1.6 the phrase "..., or a military or funeral parade or procession";
 - 6.3. Adding to the end of sub-section 4.1.9 the word "service";
 - 6.4. Removing from sub-section 4.2 the reference to sub-section 3.3;
 - 6.5. Inserting sub-section 4.2.7 which states "so as to remove frost, ice, or condensation present on the windshield of the vehicle necessary for the safe operation of the vehicle."
 - 6.6. Removing from sub-section 4.3 the reference to sub-section 3.3; and
 - 6.7. Removing from sub-section 4.3.3 the phrase "...Province of Alberta..."

7. Updating Section 5. PENALTIES AND ENFORCEMENT by:
 - 7.1. Deleting sub-section 5.1 in its entirety and replacing it with "Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable on summary conviction to a fine of not more than \$10,000 and in default of payment is liable to imprisonment for a term not exceeding six (6) months or both."
 - 7.2. Deleting sub-section 5.2 in its entirety;
 - 7.3. Deleting sub-section 5.3 in its entirety;
 - 7.4. Deleting sub-section 5.4 in its entirety, renumbering it to be sub-section 5.2 and to state "The levying and payment of any penalty, or the imprisonment for any period provided for in this Bylaw shall not relieve a person from the necessity of paying any fees, charges, or costs for which they are liable under the provisions of this Bylaw;
 - 7.5. Renumbering sub-section 5.5 to be 5.3;
 - 7.6. Replacing within sub-section 5.3.1 the word "violation" with the word "Town";
 - 7.7. Replacing within sub-section 5.3.2 the phrase "*Provincial Offences Procedure Act, Revised Statutes of Alberta 2000, Chapter P-34 and amendments thereto*" with the phrase "...the *POPA*."
 - 7.8. Inserting a new sub-section 5.4 that states "The specified penalty payable in respect of a contravention of a provision of this Bylaw is as provided for in Schedule "A" of this Bylaw.";
 - 7.9. Inserting a new sub-section 5.5 that states "In the case of an offence that is of a continuing nature, a contravention constitutes a separate offence in respect of each day or part of a day on which it continues.";

7.10. Deleting sub-section 5.6 in its entirety and replacing with
"5.6 Service of a Town tag will be sufficient if it is:
5.6.1 Left on the vehicle (i.e., under a wiper blade); or
5.6.2 Personally served to the operator of the vehicle."

8. Deleting sub-section 7.4 in its entirety and renumbering the remaining sub-section.
9. Updating Schedule "A" with the same amendments set out in sub-sections 5.1, 5.2 and 5.3.
10. Making other administrative textual, grammatical and formatting amendments as required.

This Bylaw shall come into full force and effect upon third and final reading and Bylaw 18-15 and any amendments thereto are hereby amended.

READ A FIRST TIME this day of 2026.

READ A SECOND TIME this day of 2026.

READ A THIRD TIME AND PASSED this day of 2026.

Mayor

Chief Administrative Officer