

**SUMMER VILLAGE OF HALF MOON BAY  
GOLF CART PILOT PROJECT BYLAW  
BYLAW #180-24**

**A BYLAW TO REGULATE THE PILOT TESTING OF GOLF CARTS ON  
SELECT PUBLIC ROADS and PATHWAYS IN THE SUMMER VILLAGE  
OF HALF MOON BAY, ALBERTA**

**WHEREAS** the Traffic Safety Act provides that a council of a municipality may by bylaw authorize or issue a permit authorizing persons to drive golf carts within the municipality subject to the conditions outlined in the Pilot Project (Golf Carts) Regulation;

**WHEREAS** the Traffic Safety Act provides that a council of a municipality may by bylaw regulate and control the operation of golf carts on highways which are subject to the direction, control, and management of the municipality and on property that is not a highway and is located within the municipality;

**AND WHEREAS**, the Council of the Summer Village of Half Moon Bay, duly assembled, deems it advisable to set forth the terms and conditions to regulate the pilot testing of golf carts on select public roads and pathways throughout the Summer Village of Half Moon Bay.

**NOW THEREFORE**, the Council of the Summer Village of Half Moon Bay, under the authority vested in it by the Pilot Project (Golf Carts) Regulation under the *Traffic Safety Act*, R.S.A. 2000, c. T-6 as well as its general bylaw-making powers under the *Municipal Government Act*, R.S.A. 2000, c. M-26 and the *Traffic Safety Act*, R.S.A. 2000 c. T-6, hereby enacts as follows:

**TITLE**

1. This Bylaw may be cited as the "*Golf Cart Pilot Project Bylaw*".

**PURPOSE**

2. The purpose of the Bylaw is to regulate the operation of golf carts pursuant to the Pilot Project (Golf Carts) Regulation, and the *Traffic Safety Act* and its regulations.

**DEFINITIONS**

3. Definitions in the Pilot Project (Golf Carts) Regulation, definitions in the *Traffic Safety Act* and its regulations, and definitions in the Summer Village Of Half Moon Bay Traffic Bylaw as applicable, are adopted for the purposes of the interpretation and the application of this Bylaw.

In this bylaw:

- a) "Act" means the Traffic Safety Act, RSA 2000, T-6;
- b) "Council" refers to the Council of the Summer Village of Half Moon Bay, and as defined in the Municipal Government Act, RSA 2000, M-26;
- c) "CAO" means the Chief Administrative Officer of the Summer Village of Half Moon Bay, or designate;

- d) "Designated Roadway" means a roadway identified by the Summer Village of Half Moon Bay and approved by the Registrar as a roadway that golf carts may operate on;
- e) "Ditch" means any area that is designed or artificially shaped for water drainage;
- f) "Golf Cart" means a motor vehicle designed by a manufacturer primarily to transport golfers and golf equipment on golf courses.
- g) "Motor Vehicle" means (i) a vehicle propelled by any power other than muscular power, or (ii) a moped, but does not include a bicycle, a power bicycle, an aircraft, an implement of husbandry or a motor vehicle that runs only on rails.
- h) "Nighttime" means the period commencing one hour after sunset and ending one hour before the following sunrise
- i) "Operator" means a person who drives or operates a golf cart as the owner thereof or as an agent, employee, or servant of the owner;
- j) "Owner" has the same meaning within the Act and further includes a person who is identified in a Permit issued under Section 16 of this bylaw;
- k) "Peace Officer" means:
  - i. a Police Officer,
  - ii. a person appointed as a Peace Officer pursuant to the Peace Officer Act, S.A.2006, c. P-3.5, or Bylaw No. 1418/24 Page 2 of 29
  - iii. a person appointed as a Bylaw Enforcement Officer pursuant to the Municipal Government Act, RSA 2000, M-26.
- l) "Permit" means a permit issued in accordance with this Bylaw under Section 16;
- m) "Primary Paths" means a pathway, as identified in the Pathway Maintenance Policy HMC-21-070 as a primary path, that may be used from time to time by motorized vehicles where additional width is necessary to safely accommodate two-way use or a combination of pedestrian and motorized vehicle use.
- n) "Reserve Land" means environmental reserve, conservation reserve, municipal reserve, community services reserve, school reserve, environmental open space, or municipal and school reserve;
- o) "Roadway" means any thoroughfare, street, road, trail, avenue, driveway, lane or any other place or part of them that the public is ordinarily entitled or permitted to use for the passage of motor vehicles;

#### **OPERATING PARAMETERS**

4. All persons operating Golf Carts in accordance with the provisions of this Bylaw shall conform in all respects to the requirements of the Pilot Project (Golf Carts) Regulation, as amended from time to time.

5. All persons operating Golf Carts must be 14 years of age or older and a holder of a subsisting operator's license that at a minimum is classified as a learner's operator's license.
6. It shall be unlawful to operate a golf cart on any roadways with a posted speed greater than 30 km/h.
7. No person shall operate a golf cart in any area that is ditched or designed to provide drainage unless such operation is permitted by posted signage.
8. No person shall operate a golf cart on any Reserve Land or beach sand area unless such operation is permitted by posted signage.
9. No person shall operate a golf cart:
  - a) During nighttime.
  - b) Without exercising due care and attention,
  - c) Without reasonable consideration for other persons in the area or who might reasonably be expected to be in the area,
  - d) With more passengers than the number of seats included in the golf cart,
  - e) With a person being towed on any type of equipment attached to the golf cart.
10. Every operator of a golf cart shall:
  - a) When approaching an oncoming motor vehicle, pass the motor vehicle on the right,
  - b) Yield the right of way to motor vehicles approaching from their right,
  - c) When overtaking another motor vehicle, pass that motor vehicle on the left,
  - d) Yield the right of way to all pedestrians that are approaching so close as to present a hazard,
  - e) Except when overtaking another motor vehicle, maintain a safe following distance behind any other motor vehicle, and
  - f) When requested by a Peace Officer, produce for the Officer's inspection proof of Municipal authorization (permit/registration) as required by Sections 16-18 of this Bylaw.

#### **ROUTES & SIGNAGE**

11. No person shall operate a golf cart on a roadway or primary pathway within the corporate limits of the Summer Village of Half Moon Bay unless the roadway or primary pathway is an approved designated route as listed and shown on the map in Schedule "B"; attached to and forming part of the Bylaw.
12. No person shall operate a golf cart on the Summer Village of Half Moon Bay on the Reserve Land shoreline adjacent to the lake between April 1st and October 31st in any year. This is consistent with the Summer Village

of Half Moon Bay Traffic Bylaw and the use of motorized vehicles or Off-Highway vehicles along the shoreline.

13. No person shall operate a golf cart in any area marked by an off-highway vehicle prohibited sign.
14. The Summer Village of Half Moon Bay shall erect signs, as per Section 13 of the Regulation, at locations determined by the municipality indicating that there may be golf carts on roadways in the municipality; see Schedule "D" attached to and forming part of the Bylaw.

#### **PARKING**

15. Golf carts shall not be parked on any public roadway. Parking shall be permitted only where there is designated signage.

#### **PERMITS AND REPORTING**

16. Persons shall register their golf cart using the form shown in Schedule "C" of this Bylaw by:
  - a) confirming that the golf cart has, and while registered/permitted will continue to have, the features required by the Pilot Project (Golf Carts) Regulation and Section of this Bylaw;
  - b) acknowledging understanding of all terms and conditions related to the operation of golf carts as required by the *Traffic Safety Act* and its regulations, the Pilot Project (Golf Carts) Regulation and this Bylaw;
  - c) acknowledging that all information collected in connection with the permit/registration may be shared with the Registrar in accordance with the Municipality's reporting responsibilities as required by the Pilot Project (Golf Carts) Regulation.
17. Council hereby authorizes the CAO, or their delegate, to issue permits, attach conditions, and charge a fee to regulate and control golf carts within the Summer Village of Half Moon Bay. Golf Cart Permits:
  - a) Shall only be valid from January 1 to December 31 of any one calendar year.
  - b) Permit Fees are identified in the Summer Village of Half Moon Bay Fees Bylaw.
18. A person operating a golf cart shall forthwith report to the Municipality a collision resulting in property damage of any amount, or an injury or fatality.

#### **VIOLATIONS AND PENALTIES**

19. Any Peace Officer, in that Officer's sole discretion, is hereby authorized and empowered to issue a violation ticket to any person whom the Peace Officer has reasonable and probable grounds to believe has contravened or failed to comply with any provision of this Bylaw.

20. Any person who contravenes or fails to comply with any provision of this Bylaw is guilty of an offence and is liable to a fine, as outlined in Schedule "A" of this Bylaw.
21. Service of such violation ticket shall be sufficient if it is:
- a) personally served;
  - b) mailed to the address of the registered owner of the golf cart;
  - c) attached to the golf cart in respect of which an offence is alleged to have been committed; or
  - d) mailed to the address of the registered owner of the property in respect of which an offence is alleged to have been committed.
22. Upon production of a violation ticket issued, pursuant to this Bylaw, within fourteen (14) consecutive days from the date of issue, together with the payment, to the Summer Village of the penalties as provided in Schedule A of this Bylaw, the person to whom the violation ticket was issued shall not be liable for prosecution for the contravention in respect of which the violation was issued.
23. The owner and/or the operator of a golf cart that is involved in a contravention of this bylaw, is guilty of an offence and liable upon summary conviction to a fine specified in Schedule "A" of this bylaw, may have the permit for their golf cart seized by a Peace Officer and/or revoked by the municipality.

#### **SEVERABILITY**

24. Should any section or part of this bylaw be found to have been improperly enacted, such section shall be deemed to be severable from all other sections of this bylaw.

#### **COMING INTO FORCE**

25. This Bylaw comes into force on January 1, 2025, subject to the Bylaw's approval on or before that date by the Registrar of Motor Vehicle Services and the installation of signs as required by section 13 of the Regulation on or before the Bylaw's coming into force date.

**INTRODUCED AND GIVEN FIRST READING** this 10<sup>th</sup> day of September 2024.

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Jonathan Johnston, Mayor

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Tanner Evans, C.A.O.

**APPROVED** by the Minister responsible for Alberta Transportation and Economic Corridors, or delegated representative this \_\_\_\_ day of \_\_\_\_\_ 2024

\_\_\_\_\_  
Minister

**GIVEN SECOND READING** this

**GIVEN THIRD AND FINAL READING** this

\_\_\_\_\_  
Jonathan Johnston, Mayor

\_\_\_\_\_  
Tanner Evans, C.A.O.

**SCHEDULE "A"**

**PENALTIES**

**Penalties that will be accepted by the Summer Village in lieu of prosecution.**

**Specified Penalties – Violation Ticket**

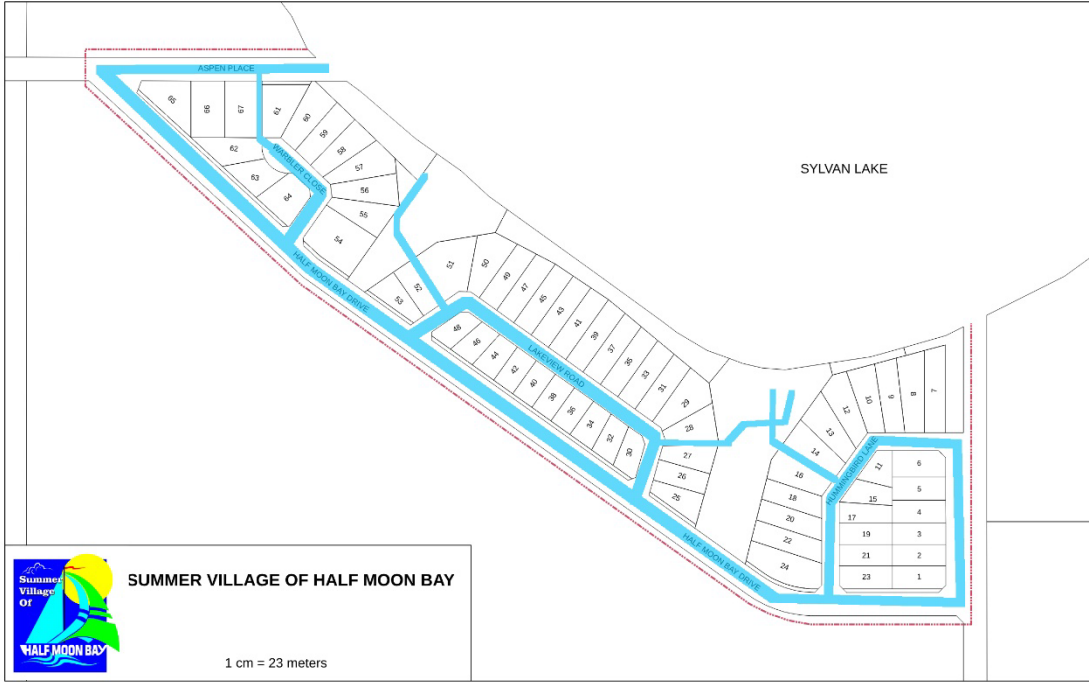
<b>Bylaw Section</b>	<b>Offence</b>	<b>Fine</b>
	Driving beyond the posted speed limit	Traffic Safety Act
Sections 4-10	Failure to follow Operating Parameters	\$200
Section 5	Operator less than 14 years old	\$200
Section 5	Not in possession of a subsisting operator's license that at a minimum is classified as a learner's operator's license.	\$200
Section 9	Driving at Night Time	\$200
Section 10	Failure to Produce Documents for Inspection	\$100
	Failure to Stop for a Peace Officer	\$500
	Failure to Remain Stopped	\$500
Sections 11-13	Driving where prohibited	\$200
Section 15	Illegal Parking	\$100
Section 16-17	Failure to obtain a Golf Cart Permit	\$200
Section 18	Failure to Report collisions or injuries	\$100
Schedule C	Failure to properly display Validation Sticker	\$100
Second offence within a 12 month period	Two times the fine indicated above	
Third offence within a 12 month period	Three times the fine indicated above	

**SCHEDULE “B”**  
**ROUTE SELECTION**

All Roadways in the Summer Village will be included in the Route Selection list. As the Summer Village of Half Moon Bay Traffic Bylaw stipulates that the maximum allowable speed limit on all roadways in the Summer Village of Half Moon Bay shall be 30 km/h.

**List Of Approved Routes (as shown on map below)**

1. All Primary Paths except for the Reserve Land shoreline path adjacent to the lake.
2. The asphalt pathway adjacent to Half Moon Bay Drive.
3. Designated Roadways include:
  - Aspen Place
  - Half Moon Bay Drive
  - Hummingbird Lane
  - Lakeview Road
  - Warbler Close





**SCHEDULE “C”  
 GOLF CART PERMIT APPLICATION**

**OWNER INFORMATION**

<b>Last Name</b>	
<b>First Name</b>	
<b>Date of Birth</b>	
<b>Mailing Address</b>	
<b>Summer Village Address</b>	
<b>Email</b>	
<b>Phone - primary</b>	
<b>Number &amp; Age of Operators</b>	

**GOLF CART INFORMATION**

<b>Serial Number</b>	
<b>Make</b>	
<b>Model</b>	
<b>Color</b>	
<b>Number of Seats</b>	
<b>Fuel / Power Source</b>	

**INSTALLED SAFETY EQUIPMENT – for information only, not mandatory**

	<b>YES</b>	<b>NO</b>
<b>Head Lights</b>		
<b>Tail Lights</b>		
<b>Brake Lights</b>		
<b>Signal Lights</b>		
<b>Running Lights/Reflectors</b>		
<b>Speedometer</b>		
<b>Seatbelts</b>		
<b>Rearview Mirror</b>		
<b>Horn</b>		

**Designated Roadways**

I understand that it is my responsibility to operate only on municipal roadways and pathways designated under the Pilot Project (Golf Carts) Bylaw – Schedule B.

**Duty to Report**

Like all drivers, golf cart operators must report collisions to police when damage is above the \$5,000 threshold, or there are injuries or fatalities. Under the Regulation, golf cart operators must also report collisions resulting

in property damage of any amount, or injury or death directly to the municipality.

**Production of Documents**

A copy of this permit shall be carried in the golf cart and produced upon request of a Peace Officer. Failure to do so may result in enforcement action being taken against the owner or operator as if no permit was in effect. Producing a digital copy of the permit is acceptable.

**Validation Sticker**

The accompanying validation sticker issued with this permit shall be displayed on the Golf Cart at all times when operated on a municipal roadway or pathway. The sticker shall be clear, legible, and free of obstructions. The sticker shall be displayed on the front driver’s side of the golf cart and visible from a distance of 10 meters.

**Assumption of Risk and Liability**

I agree to abide by all conditions of the Traffic Safety Act, the Pilot Project (Golf Carts) Regulation, and Half Moon Bay Pilot Project (Golf Carts) Bylaw, all as amended from time to time. By obtaining this permit, I agree that I am liable as the owner of the golf cart for any use contrary to these rules and regulations. I further understand that my permit may be revoked or cancelled at any time for noncompliance. I assume all risk and liability associated with the operation of this golf cart for myself and all operators and passengers. I agree to indemnify and hold harmless the Summer Village of Half Moon Bay, its agents, or its employees from all claims, damages, and expenses (including legal fees on a solicitor and own client basis) resulting from the operation of a golf cart, including damages, claims, and expenses resulting from damage to property, personal injury, or death.

	<b>Applicant</b>	<b>CAO (Designate) Approval</b>
<b>Name (print)</b>		
<b>Signature</b>		
<b>Date</b>		

**SCHEDULE "D"**

**SIGNAGE**

This sign will be posted at each of the two entrances to the Summer Village.



This sign will be posted where golf carts are allowed to park in beach areas on Reserve Lands