

CITY OF YORKTON BYLAW NO. 29/2002

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CONSOLIDATED COPY

Amended By:

Bylaw No. 30/2005

Bylaw No. 41/2008

Bylaw No. 38/2009

Bylaw No. 14/2010

Bylaw No. 45/2010

Bylaw No. 4/2012

**CITY OF YORKTON
SASKATCHEWAN**

BYLAW NO. 29/2002

**A BYLAW OF THE CITY OF YORKTON IN THE PROVINCE OF
SASKATCHEWAN TO REGULATE AND CONTROL THE CONDUCT OF
PASSENGERS USING PUBLIC TRANSIT VEHICLES, STATIONS AND FACILITIES
IN THE CITY OF YORKTON**

**Amended
By Bylaw
No. 4/2012**

WHEREAS, the City of Yorkton ~~owns and operates~~ **is responsible for** a public transportation system together with buildings and permanent facilities and officially called "Yorkton Transit";

AND WHEREAS, the Council of the City of Yorkton, deems it necessary to enact a bylaw to regulate and control the conduct of persons using the facilities and vehicles of Yorkton Transit and to protect the employees and property of Yorkton Transit from harm, damage and vandalism:

THEREFORE, the Council of the City of Yorkton in the Province of Saskatchewan in Council assembled enacts as follows:

1. DEFINITIONS

1.1 This bylaw may be cited as the "Transit Bylaw";

1.2 Within this bylaw, the following definitions shall apply;

- a) **"City"** means City of Yorkton;
- b) **"Wheelchair"** means a full range of manual wheelchairs, power wheelchairs and three wheel power scooters;
- c) **"Passenger"** means a person whom the City has contracted to carry from one place to another, and who has entered upon a transit vehicle;
- d) **"Transit Stop"** means a place at which passengers are received for transportation or delivered after transportation;
- e) **"Transit Vehicle"** means vehicles providing transportation for passengers with the exception of the Special Needs Transportation service;
- f) **"Peace Officer"** includes a Police Officer or a Bylaw Enforcement Officer;
- g) **"Proof of Payment"** means authorization of an individual for transportation on a transit vehicle. This includes a valid ticket or other valid authorization.

- h) **"Assistant Dog"** means a dog trained by a recognized dog school to aid or guide the blind, deaf, or person with other disabilities. An assistance dog can be recognized as follows:
- i) for the blind, by its leather harness and the identification card issued by a recognized dog school.
 - ii) for the deaf, by its bright orange leash and collar marked with "Hearing Dog" printed in black and the identification card issued by a recognized dog school.
 - iii) for persons with other disabilities, by its blue and yellow backpack and the identification card issued by a recognized dog school.

2. FARES

- 2.1 Passengers shall, when boarding or prior to riding upon transit vehicles, pay the exact price for the ride either by depositing in the fare box the necessary sum of money or authorized tickets to the value required by the fare scale in force or by presenting a proof of payment of validated transit passes.
- 2.2 No person shall sell, exchange, or give away a validated ticket.
- 2.3 ~~The fares for transit service are as stated in Schedule "B" attached hereto and forming part of this bylaw.~~

Amended
By Bylaw
No. 4/2012

The fares for transit service are as agreed to under the terms of the Transit Services Contract dated October 1, 2011.

3. CONDUCT

- 3.1 No person shall use in an improper manner any transit equipment, including fare equipment and alarm devices.
- 3.2 No person shall deposit any litter in or upon any transit vehicle, transit station or other transit facility except in the receptacles provided for litter.
- 3.3 No person, other than the operator of a transit vehicle, shall consume any drink or food stuff while on a transit vehicle.
- 3.4 No person in a state of intoxication, or otherwise in an unfit or improper condition, that acts in a manner detrimental to the public, the operator or the equipment shall enter or remain in or upon a transit vehicle, transit station or other transit facility.

- 3.5 In accordance with the *Tobacco Control Act*, no person shall smoke a cigar, cigarette, pipe or my other lighted smoking device while on any transit vehicle, transit station or transit facility.
- 3.6 No person shall disturb the peace by profane, indecent, insulting, abusive, foul or obscene language, or commit any nuisance or act contrary to public order while in or upon the transit vehicles, transit stations or other transit facilities.
- 3.7 No person shall bring any animal, other than an assistance dog for the blind, deaf or persons with other disabilities, in or upon any transit vehicle, transit station or other transit facility.
- 3.8 No person shall, except in the conduct of Yorkton Transit business or operations, unless authorized, operate any radio, tape recorder or similar device, or musical instrument in or upon any transit vehicle, transit stations or transit facility unless the sound therefrom is conveyed to that person by an ear phone.
- 3.9 Unless authorized by the City, no person shall sell, offer or post any newspapers, magazines, pamphlets, leaflets, printed matter or merchandise of any kind for any purpose whatsoever in transit vehicles, transit stations or transit facilities.
- 3.10 No person shall beg or solicit for any purpose in transit vehicles, transit stations, or transit facilities.
- 3.11 No person shall interfere with the operation of any window, doors, apparatus or equipment of a transit vehicle so as to delay or prevent the departure of a transit vehicle.
- 3.12 Except as provided for in Section 313 herein, all vehicles are strictly prohibited in a transit vehicle or transit station.
- 3.13 A person may bring a stroller on a Transit vehicle upon the following terms and conditions:
- a) When boarding or disembarking from a Transit vehicle, a person with a stroller shall give the right-of-way to other passengers;
 - b) A person bringing a stroller onto a Transit vehicle shall hold onto the stroller and remain at all times in control of the stroller.
- 3.14 A person may be refused transportation if their offensive behaviour, or inability to care for themselves, may imperil the safety or comfort of other passengers. Examples of circumstances that justify refusal of transportation include intoxication or offensive personal hygiene problems.

4. SAFETY

- 4.1 No person shall enter or leave or attempt to enter or leave any transit vehicle while the transit vehicle is in motion.
- 4.2 No person shall, unless authorized, operate or handle any vehicle, equipment, or device which constitutes part of Yorkton transit vehicles or other transit installations.
- 4.3 No person shall project any part of his body or any object through any window or closed door of a transit vehicle.
- 4.4 No person shall hang onto any exterior part of a transit vehicle.

5. ACCESSIBLE SERVICE

- 5.1 Any person boarding a Transit vehicle (with the exception of the Special Needs Transportation service) in a wheelchair is to do so without the assistance of the operator.
- 5.2 Persons traveling on a Transit vehicle must secure their wheelchair with the securement system provided, and ensure that the wheelchair brakes are applied and the power is off.
- 5.3 Persons who require assistance to access the designated wheelchair positions and use the securement system must travel with a companion who will provide the required assistance. All companions will be fare paying passengers.

6. ENFORCEMENT AND PENALTIES

- 6.1 Any person who breaches any section of this bylaw, is guilty of an offense and liable to:
 - a) upon the issuance of an offense ticket the specified fine listed in Schedule “A”, attached hereto and forming part of this bylaw; or
 - b) upon the issuance of a summons, a maximum fine of Two Thousand Five Hundred (\$2,500.00) Dollars, exclusive of costs.
- 6.2 Any Peace Officer may request the name, address and proof of identity of any person suspected of committing a breach of this bylaw, and the person shall supply the requested information.

- 6.3 The right of the passenger to transportation in any transit vehicle is conditioned upon that person complying with all requirements of the bylaw. If any passenger fails to comply with the requirements of this bylaw, then the vehicle operator, Peace Officer, or other authorized Transit Officer, may refuse permission to the passenger to board the transit vehicle, or may eject the passenger from the transit vehicle.
- 6.4 In accordance with City of Yorkton Bylaw No. 1690, a bylaw to provide for the imposition of penalties for infractions of City bylaws, or any amendments or revisions thereto, insofar as these provisions relate to the issuing of offense tickets as an alternative and in lieu of a summons, shall apply to the issuing of offense tickets under this bylaw.

7. GENERAL

- 7.1 Any person using transit vehicles or transit facilities shall comply with all rules and regulations which are either posted on transit vehicles or facilities, or are printed on transit bus tickets.
- 7.2 No person shall operate any bus line or regularly scheduled transit service within the municipality or any part of the municipality of the City of Yorkton, without the consent of the Council of the City of Yorkton provided that nothing herein contained shall be so construed as to interfere with the normal operation of school bus services, buses operated by Medical, Social Welfare, or charitable institutions.
8. Repealing Bylaw
Bylaw No. 25/2002 passed on the 23rd day of September, 2002 and all amendments thereto are hereby repealed effective January 1st, 2003.
9. Effective Date Of Bylaw
This bylaw shall come into force and take effect on January 1st, 2003.

MAYOR

CITY CLERK

Introduced and read a first time this 9th day of December, A.D. 2002.

Read a second time this 9th day of December, A.D. 2002.

Read a third time and adopted this 9th day of December, A.D. 2002.

SCHEDULE “A”

SCHEDULE OF FINES

<u>Offense</u>	<u>Section</u>	<u>Fine</u>
Failure to Pay Fare	2.1	\$35.00
Selling Validated Ticket	2.2	\$35.00
Improper Use of Transit Equipment	3.1	\$110.00
Deposit of Litter on Transit Equipment	3.2	\$35.00
Consume Food on Transit Vehicle	3.3	\$35.00
Enter Transit Facility in Unfit Condition	3.4	\$35.00
Disturb Peace on Transit Vehicle	3.6	\$35.00
Bring Animal Into Transit Facility	3.7	\$35.00
Operate Sound Device in Transit Vehicle or Facility	3.8	\$35.00
Sale of Printed Material or Merchandise	3.9	\$35.00
Soliciting on Transit Facilities	3.10	\$35.00
Interfere with Operation of Transit Equipment	3.11	\$35.00
Improper Use of Stroller	3.13	\$35.00

SCHEDULE “A”
continued

<u>Offense</u>	<u>Section</u>	<u>Fine</u>
Enter or Leave Transit Vehicle in Motion	4.1	\$35.00
Project Body Part Through Window	4.3	\$35.00
Hang to Exterior of Transit Vehicle	4.4	\$35.00
Operate Transportation Service	7.2	\$2,500.00

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SCHEDULE "B"

TRANSIT FARES for 2011

2011

Adults/Seniors

Cash	\$ 2.75
Ticket Book (20)	\$ 50.00
Pass	\$ 56.00

Students (under 19 years)

Cash	\$ 1.75
Ticket Book (20)	\$ 23.00
Pass	\$ 30.00

Note: 1. ~~Student also includes anyone attending a Yorkton High School or the Parkland College.~~

Children Under 5 Years ———— FREE