

THE CORPORATION OF THE MUNICIPALITY OF WEST GREY

BY-LAW NUMBER 133 - 2004

**BEING A BY-LAW TO PROVIDE FOR THE REGULATIONS AND CONTROL
OF TRAFFIC**

WHEREAS the Municipal Act S.O. 2001, as amended, and the Highway Traffic Act R.S.O. 1990, Chapter H.8, as amended, provides that a Municipal Council may pass By-laws to regulate and control traffic.

AND WHEREAS the Council of the Corporation of the Municipality of West Grey deems it expedient to pass a By-law to regulate and control traffic within the Municipality of West Grey.

THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF WEST GREY ENACTS AS FOLLOWS:

INTERPRETATION

1. (1) In this By-law:
 - a) "by-law enforcement officer" means a member of the West Grey Police Service or a person appointed by Council to enforce provisions of this By-law;
 - b) "highway" includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, designed and intended for, or used by the general public for the passage of vehicles;
 - c) "intersection" means the area embraced within the prolongation or connection of the lateral curb lines, or, if none, then the lateral boundary lines of two or more highways that join one another at an angle;
 - d) "motor vehicle" includes an automobile, motorcycle, motor assisted bicycle and any other vehicle propelled or driven other than by muscular power but does not include a motorized snow vehicle, traction engine, farm tractor, self propelled implement of husbandry or road building machine;
 - e) "official sign" means a sign approved by the Ministry of Transportation of Ontario;
 - f) "Park" or "parking" when prohibited, means the standing of a vehicle, whether occupied or not, except when standing temporarily for the purposes of and while actually engaged in loading or unloading or passengers;
 - g) "pedestrian" includes a person afoot and an invalid or a child in a wheelchair or carriage;

(2)

- h) "pedestrian crosswalk" means any part of the highway at an intersection that is included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the edge of the roadway, or any portion of a roadway at an intersection or elsewhere distinctly indicating for pedestrian crossing by signs or by lines or other markings on the road surface;
- i) "roadway" means that part of the highway that is improved, designed or ordinarily used for vehicular traffic, but does not include the shoulder and where a highway includes two or more separate roadways, the term "roadway" refers to any one roadway separately and not to all the roadways collectively;
- j) "stop" or "stopping", when prohibited, means the halting of a vehicle, even momentarily whether occupied or not, except when necessary to avoid a conflict with other traffic or in compliance with the directions of a police officer or a traffic control sign or signal;
- k) "traffic control signal" means any device, manually, electronically or mechanically operated for the regulation or control of traffic;
- l) "vehicle" includes a motor vehicle, trailer, traction engine, farm tractor, road building machine, bicycle and any vehicle drawn, propelled or driven by any kind of power - including muscular power, but does not include a motorized snow vehicle;
- m) Where any expression of time occurs or where any hour or other period of time is stated, the time referred to is standard time except in periods when daylight savings time is in effect, in which periods, it is daylight saving time.

OBEDIENCE TO TRAFFIC REGULATIONS

- 2. The provisions of this By-law shall be enforced by a member of the West Grey Police Service and/or By-law Enforcement Officer appointed by Council to enforce the provisions of this By-law.

MISCELLANEOUS DRIVING RULES

- 3. (1) No person shall drive a motor vehicle upon a sidewalk or a footpath except for the purpose of directly crossing the sidewalk or footpath.
- (2) No person shall drive a motor vehicle over a raised curb except at a place where there is a ramp.

GENERAL STOPPING AND PARKING REGULATIONS

4. (1) No person shall park or stop any vehicle on any highway or portion thereof except as follows:
 - a) where there is a raised curb, on the right side on the roadway, having regard for the direction such vehicle was proceeding, with its right front and rear wheels parallel to and not more than .15 metres out from such curb;
 - b) where there is no curb or rolled curb, with the right front and rear wheels parallel to and as near to the right hand limit of the highway as practicable without stopping or parking on sidewalk or footpath or on any part of the highway where grass is grown or which is not intended for the use of vehicles.

5. No person shall stop a vehicle on a highway in any of the following places;
 - a) on or over a sidewalk;
 - b) on a boulevard where grass is growing, sodded or seeded;
 - c) within an intersection;
 - d) within a designated pedestrian crosswalk;
 - e) alongside or across a highway in such a manner that would impede the free flow of traffic in either direction;
 - f) on the roadway alongside any stopped or parked vehicle;
 - g) in any other place where signs in accordance with regulations of the Highway Traffic Act are erected.

6. No person shall park a vehicle on a highway in any of the following places;
 - a) in front of or within 1.5 metres of a driveway or laneway or so as to obstruct vehicles in the use of a driveway or laneway;
 - b) within three metres of a point in the edge of the roadway and nearest a fire hydrant;
 - c) on any roadway having an overall width of less than six (6) metres;
 - d) between the hours of 12:00 midnight and 7:00 a.m. from November 15th of any year to April 15th of the following year;
 - e) within 15 metres of an intersection;
 - f) within 15 metres of a pedestrian crosswalk;
 - g) near a firehall entrance so to impede with the exit and return of any fire department apparatus to and from the firehall to the nearest roadway or within 30 metres of such firehall on the opposite side of the roadway;
 - h) without a permit in any area designated by pavement markings or signs as being for physically handicapped parking only;

- i) in such a manner that is not wholly within an area with roadway markings designated as a parking space;
- j) on private property without the consent of the owner or occupant of the property;
- k) on any bridge or approaches thereto except Garafraxa Street North, Durham;
- l) on property owned or occupied by the Municipality of West Grey, other than public parking lots, except during regular business hours when on municipal business or during hours when meetings opened to the general public are in session at that particular property, without the consent of the Municipality or local board as the case may be (SEE APPENDIX "A");
- m) where parking occurs on municipal parking lots, parking may be permitted up to a maximum of 96 continuous hours for non-commercial vehicles. Commercial vehicles may be permitted to park on municipal parking lots up to a maximum of 3 continuous hours.
- n) in any other area where signs in accordance with regulations of the Highway Traffic Act are erected. (SEE APPENDIX "C").

7. Every person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to a fine as provided for by the Provincial Offences Act, R.S.O. 1990, c.P.33.

8. By-law No. 68-2004 is hereby rescinded.

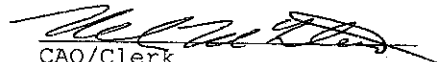
9. This By-law shall come into full force and effect upon the date of passing thereof.

Read a first and second time this 20th day of
December, 2004

Read a third time and finally passed this 20th day of
December, 2004.



Mayor



CAO/Clerk



APPENDIX "A"

TO BY-LAW NUMBER 133 - 2004
REGULATIONS AND CONTROL OF TRAFFIC

PARKING ON MUNICIPAL PROPERTY

With respect to property owned or occupied by the municipality or any local board thereof, the persons holding the following positions shall be deemed to have the consent of the Municipality or local board, as the case may be, to park on the said municipal property:

The Mayor and all members of Council during the currency of their terms of office;

The Superintendent of the Board of Works or, in his absence, the person acting in his place and stead;

The Clerk and the Treasurer, or in the absence of both or either of them, the person or persons acting in their place or stead;

Police officers of the West Grey Police Service;

Members of local boards or committees;

Representatives of government or agencies;

Employees of the Municipality or local boards, when space is available;

when on municipal business.

The Municipality may designate parking spaces for certain officers and employees of the Municipality, which shall be reserved for such officers and employees.

APPENDIX "B"

Part I Provincial Offences Act
Corporation of the Municipality of West Grey
By-law no. 133-2004: Traffic Control

<u>Items</u>	<u>Short Form Wording</u>	<u>Provisions creating or defining offence</u>	<u>Set fine (includes costs)</u>
1.	Drive on sidewalk or footpath	s. 3. (1)	\$25
2.	Drive on curb	s. 3. (2)	\$25

"The general penalty section for the offences cited above is section 7 of by-law 133-2004, a certified copy of which has been filed".

APPENDIX "B"

Part II Provincial Offences Act
 Corporation of the Municipality of West Grey
 By-law no. 133-2004: Traffic Control

<u>Items</u>	<u>Short Form Wording</u>	<u>Provisions creating or defining offence</u>	<u>Set fine</u>
1.	Park more than .15 metres from curb	s. 4. (1)a)	\$20
2.	Park to far from edge of roadway	s. 4. (1)b)	\$20
3.	Stop on sidewalk	s. 5. a)	\$20
4.	Stop on boulevard	s. 5. b)	\$20
5.	Stop within intersection	s. 5. c)	\$20
6.	Stop within designated pedestrian crosswalk	s. 5. d)	\$20
7.	Stop impeding traffic	s. 5. e)	\$20
8.	Stop alongside stopped or parked vehicle	s. 5. f)	\$20
9.	Stop not in accordance with sign	s. 5. g)	\$20
10.	Park within 1.5 metres of driveway or laneway	s. 6. a)	\$20
11.	Park within 3 metres of fire hydrant	s. 6. b)	\$20
12.	Park on roadway having overall width of less than 6 metres	s. 6. c)	\$20
13.	Park between 12 midnight and 7 a.m. from Nov. 15 - Apr. 15	s. 6. d)	\$25
14.	Park within 15 metres of an intersection	s. 6. e)	\$20
15.	Park within 15 metres of pedestrian crosswalk	s. 6. f)	\$20
16.	Park near fire hall to impede fire vehicles	s. 6. g)	\$50
17.	Park in designated handicapped zone	s. 6. h)	\$300
18.	Park not within roadway markings designated as a parking space	s. 6. i)	\$20
19.	Park on private property without consent of owner	s. 6. j)	\$50
20.	Park on bridge	s. 6. k)	\$20
21.	Park on property owned or occupied by municipality without consent		
22.	Park not in accordance with regulatory signs	s. 6. l) s. 6. n)	\$20 \$20

"The general penalty section for the offences cited above is section 7 of by-law 133-2004, a certified copy of which has been filed".

APPENDIX "C"

TO BY-LAW NUMBER 133 - 2004

REGULATIONS AND CONTROL OF TRAFFIC

All highways as defined under Section 2 of the Highway Traffic Act, R.S.O. 1990, c. H.8 as amended under the jurisdiction of the Municipality of West Grey or any type of class thereof under the jurisdiction of the Municipality of West Grey where prescribed signs or markings pursuant to Regulations 615, R.R.O. 1990 as amended by O. Reg 699/92, 444/93, 519/93, 909/93, 332/98, 380/98 have been erected or placed.