

CORPORATION OF THE TOWNSHIP OF HAVELOCK-BELMONT-METHUEN

BY-LAW NO. 2002-56

BEING A BY-LAW TO REGULATE AND CONTROL THE **PARKING**
AND STOPPING OF MOTOR VEHICLES UPON HIGHWAYS WITHIN
THE TOWNSHIP OF HAVELOCK-BELMONT-METHUEN

WHEREAS Subsection 124 of Section 210 of the Municipal Act, R.S.O. 1990, c.M.45 as amended, allows Councils of the local municipalities to pass by-laws regulating parking.

NOW THEREFORE the Council of the Corporation of the Township of Havelock-Belmont-Methuen enacts as follows:

SECTION I – DEFINITIONS

1. “Authorized Sign” means any sign or marking or other device placed or erected on a road under the authority of this by-law for the purpose of regulating, warning or guiding traffic.
2. “Driveway” means improved land fronting on a highway which provides vehicular access from the highway to a laneway or to a parking area on adjacent land.
3. “Highway” includes the 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.
4. “Holiday” includes Sunday, New Year’s Day, Good Friday, Victoria Day, Dominion Day, Labour Day, Thanksgiving Day, Christmas Day, Boxing Day, and any day proclaimed by Council as a Civic Holiday, any day Proclaimed by the Governor General or the Lieutenant Governor in Council as a public holiday.
5. “Intersection” means the area embraced within the prolongation or connection of the lateral curb lines or if none, then of the lateral boundary lines of two or more streets, which join one another at any angle whether or not one street crosses the other.
6. “Motorcycle” means a self-propelled vehicle having a seat or saddle for the use of the driver, and designed to travel on not more than three wheels in contact with the ground, and includes a motor scooter and a mo-ped.
7. “Motor Vehicle” includes an automobile, motorcycle, motorized snow vehicle, and any other vehicle propelled or driven other than by muscular power.

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8. “Park” or “Parking” when prohibited means the standing of a vehicle, whether occupied or not, except when standing temporarily for the purpose of and while engaged in loading or unloading merchandise or passengers.
9. “Pedestrian Crossover” means any portion of a roadway designated by by-law of the municipality at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs on the highway and lines or other markings on the surface of the roadway as prescribed by the regulations of the Highway Traffic Act.
10. “Police Officer” means a member of the Ontario Provincial Police Force, municipal police and/or local By-Law Enforcement Officers.
11. “Sidewalk” means that portion of a street intended for the use of pedestrians between the curb line or the lateral line on each side of a roadway and the adjacent property line.
12. “Stand” or “Standing” when prohibited means the halting of a vehicle whether occupied or not except for the purpose of and while actually engaged in receiving or discharging passengers.
13. “Stop” or “Stopping” when prohibited means the halting of a vehicle, even momentarily, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a constable or other police officer, or of a traffic control sign or signals.
14. “Vehicle” includes a bicycle, motorcycle, motor vehicle, trailer, traction engine, farm tractor, road building machine and any vehicle propelled or driven by any kind of power including muscular power but does not include the cars of electric or steam railways running only upon rails.

SECTION II – TWO HOUR PARKING REGULATIONS

No person shall park a motor vehicle for more than two (2) hours on the following designated streets:

1. The east and west side of Oak Street, south of George Street, through to the intersection of Ottawa Street (# 7 Highway).
2. The north and south side of George Street, east of Oak Street to a distance of 300 feet east of the intersection of George and Oak Streets.
3. The north and south side of George Street, west of Oak Street, through to the intersection of George and Quebec Streets.

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4. The east and west side of Quebec Street from a point commencing at 70 feet north of Ottawa Street (# 7 Highway), through to 100 feet north of the intersection of George and Quebec Streets.
5. The north side of Ottawa Street, east from Oak Street, except for a distance of 75 feet west of Orange Street.
6. The foregoing regulations shall not apply on Sundays or other holidays as defined in Section I of this by-law and such regulations shall be in full force and effect only between the hours of 9:00 a.m. and 6:00 p.m. on all other days, except Fridays or the day preceding a holiday when the regulations shall apply from 9:00 a.m. to 9:00 p.m.

SECTION III – PARKING AND STOPPING REGULATIONS

(A) PARKING AND STOPPING PROHIBITED AT ALL TIMES:

No person shall park or stop a motor vehicle any time set forth in the following designated areas:

1. On the west side of Quebec Street within a distance of 25 feet north and south of the intersection of Quebec and Ontario Streets.
2. On the east side of Quebec Street, north and south of George Street within a distance of 20 feet from the intersection of Quebec and George Streets and for a distance of 50 feet north of Ottawa Street.
3. On the north side of Ontario Street within a distance of 20 feet west from the intersection of Ontario and Quebec Streets.
4. On the south side of Ontario Street within a distance of 90 feet west from the intersection of Ontario and Quebec Streets.
5. On the north and south side of George Street, within a distance of 20 feet east and west from the intersection of George and Oak Streets.
6. On the south side of Mathison Street within a distance of 20 feet west from the intersection of Mathison and Oak Streets.
7. On the north side of Mathison Street within a distance of 100 feet west from the intersection of Mathison and Oak Streets.
8. On the east and west side of Oak Street within a distance of 20 feet south from the intersection of Mathison and Oak Streets.
9. On the east and west side of Oak Street within a distance of 20 feet north from the intersection of George and Oak Streets.

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10. On the south side of King Street, west of Oak Street, where “No Parking Between Signs” is posted.
11. On the east and west side of Concession Street, north and south of Ottawa Street within a distance of 100 feet from the intersection of Ottawa and Concession Streets.
12. On the south side of Ottawa Street between Concession and Mary Streets.
13. On the north and south side of Ottawa Street from Concession Street westerly to the Village boundary limits.
14. On the north side of Ottawa Street between Concession and Quebec Streets; and within a distance of 160 feet east from the intersection of Oak Street and Ottawa Street; and within a distance of 75 feet west of the intersection of Orange and Ottawa Streets.
15. On the east side of Mill Lane and George Street and Ottawa Street.

(B) PARKING AND STOPPING RESTRICTED:

No person shall stop or park a motor vehicle any time from November 1st of each calendar year to April 1 of the next ensuing calendar year as set forth in the following designated areas:

1. On the north side of Ottawa Street between Orange Street and Oak Street.

SECTION IV – GENERAL REGULATIONS

1. PARALLEL PARKING

Subject to subsections 2 and 3, no persons shall park or stop any vehicle or permit a vehicle to remain parked or stopped on any highway except as follows:

- (a) Where there is a raised curb, by parking or stopping on the right side of the traveled portion of the highway, having regard to the direction in which the vehicle was travelling, with the right front and rear wheels of the vehicle parallel to and not more than six inches (6”) away from such curb; or
- (b) Where there is no curb or a rolled curb, by parking or stopping on the right side of the highway having regard to the direction in which the vehicle was travelling with the right front and rear wheels of the vehicle parallel to and as near to the right hand limit of the highway as is practicable without stopping over any part of a highway which is landscaped or which is not intended for the use of vehicles.

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2. ANGLE PARKING

Where angle parking is permitted on a highway, no person shall stop, stand or park any vehicle or permit a vehicle to remain parked or standing except at the angle designated by signs or markings on the roadway.

3. VENDING VEHICLES

No person who is selling or offering for sale goods or produce from a stationary vehicle on a highway shall park the vehicle or permit the vehicle to remain parked in such a manner as to obstruct traffic.

4. PARKING PROHIBITED

1. No person shall park a motor vehicle on a highway:
 - (a) Within fifty (50) feet of an intersection, except as provided in Section II and III of this by-law;
 - (b) Within ten (10) feet of a fire hydrant;
 - (c) So as to obstruct the use of a laneway or driveway;
 - (d) For the purpose of displaying a vehicle for sale;
 - (e) For the purpose of greasing or repairing a vehicle except when such repairs are necessitated by an emergency;
 - (f) Between a safety zone and the nearest adjacent curb or roadway edge or within twenty (20) feet of points on the curb opposite the ends of such safety zone;
 - (g) On or part on or over a sidewalk or footpath;
 - (h) Within an intersection, pedestrian crossover or crosswalk;
 - (i) Alongside or across the highway from any excavation or obstruction in the roadway when the free flow of traffic would thereby be impeded;
 - (j) On the roadway side of any stopped or parked vehicle.
2. No person shall park a motor vehicle:
 - (a) On a private driveway within one (1) foot of a sidewalk or footpath, or, if there is no sidewalk or footpath, within five (5) feet of the roadway.

SECTION V – PARKING PROHIBITED – SPECIAL CIRCUMSTANCES

1. If a Police Officer is of the opinion that for some temporary period the safety of the public, the proper movement of traffic or the proper safe performance of some vital function of the Corporation, requires the prohibition or limitation of parking on a highway, he is authorized to prohibit parking on such highway during such times and says as he deems proper and necessary and he shall erect authorized signs or otherwise give notice to indicate such prohibition.
2. When authorized signs have been erected or notice has otherwise been given under Subsection 1, no person shall park a vehicle or permit a vehicle to remain parked on the highway at any time during which such parking is so prohibited. A vehicle already parked when such signs are erected shall be forthwith removed.

SECTION VI – PARKING REGULATIONS – HIGHWAY CLEARING AND CLEANING

1. No person shall park a vehicle or permit a vehicle to remain parked on any highway:
 - (a) while the work of removing snow or ice therefrom is in progress;
 - (b) in such a manner as to interfere with highway cleaning operations;
 - (c) between the hours of 10:00 p.m. of each day and 7:00 a.m. the next day during the period from November 1 of each year to April 15 of the following year.

SECTION VII – PARKING AND STOPPING – EXEMPTIONS
FUNERAL CORTEGES AND BUSES

The provisions of this by-law relating to parking and stopping do not apply to prevent the parking or stopping of passenger motor vehicles forming part of any funeral cortege provided that all such vehicles are parked or stopped on only one side of a highway at one time.

SECTION VIII – PENALTIES

1. Every person who contravenes any of the provisions of this by-law is guilty of an offence and is liable upon conviction to a fine of not more than \$5,000.00 exclusive of costs recoverable under the Provincial Offences Act.
2. In addition to the penalties herein, any authorized Police Officer or Provincial Offences Officer may order the removal of any unlawfully parked vehicle to a suitable place of storage and all costs and charges for the removal, care and storage thereof shall be a lien on such vehicle.

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SECTION IX – APPLICATION AND ADMINISTRATION

1. This by-law applies to all highways under the jurisdiction of the municipality.
2. The provisions of this by-law are subject to the provisions of the Highway Traffic Act.
3. By-law Number 1990-31 and 1992-17 for the former Village of Havelock are hereby repealed.
4. This by-law shall come into full force and effect upon the final passing thereof.

Reeve

Clerk