

THE CORPORATION OF THE CITY OF GUELPH

By-law Number (2002)-17017 (Office Consolidation)

A by-law to consolidate, update and make housekeeping amendments to the existing regulations for the use of Highways within the City of Guelph and the Traffic and Parking thereon, to adopt Municipal Code Amendment #284, and to repeal By-law Number (2002)-16991 and By-law Number (1979)-10208 (the Traffic By-law) and all amendments thereto.

THE CORPORATION OF THE CITY OF GUELPH ENACTS AS FOLLOWS:

INTERPRETATION

1. (1) For the purposes of this By-law the following terms shall have the corresponding meanings:

“Authorized Emergency Vehicle” means,

- (i) a vehicle of any fire department;
- (ii) a vehicle of any police service;
- (iii) a Ministry of Public Safety and Security (Correctional Services) vehicle;
- (iv) an ambulance;
- (v) an armoured car carrying cash or negotiable securities;
- (vi) a Ministry of Transportation of Ontario maintenance vehicle; and
- (vii) a clearly marked public utility vehicle, owned by a company (other than a municipal or local board of a municipality) incorporated for the purpose of supplying a public utility, as defined in the *Public Utilities Act*, R.S.O. 1990, c. P. 52, as amended from time to time, or any successor thereof.

“Act” means the *Highway Traffic Act*, R.S.O. 1990, *Chap. H.8*, as amended from time to time, or any successor thereof

“Bicycle” includes a tricycle that has any wheel greater than 0.6 metres in diameter;

“Bus Stop” means an area designated by a Traffic Control Device as a bus stop.

“Designated Bicycle Lane” means that portion of a Highway, set out in Schedule IV of this By-law, that is set apart by a Traffic Control Device for the use of Bicycles;

“Boulevard” means that portion of a Highway that is not used as a Sidewalk, driveway, Roadway, median strip or Shoulder;

“By-law Enforcement Officer” means a person appointed by the City to enforce the Parking and Stopping provisions of this By-law;

“City” means The Corporation of the City of Guelph;

“Coin of Recognized Currency” means a legal coin of Canadian or United States currency or a token manufactured for and distributed by the City;

“Commissioner” means the Commissioner of Environment and Transportation of the City or his or her designate;

“Curb” means the lateral boundary of the Roadway, whether such lateral boundary is physically marked or not;

“Heavy Truck” means a commercial motor vehicle that weighs at least 3,049 kilograms (three tonnes) when not loaded;

“Highway” includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof;

“In-line Skating” includes roller skating, and “In-line Skate” and “In-line Skater” shall have a corresponding meaning;

“Non-Motorized Scooter” means a horizontal platform on small wheels with a handlebar that extends upwards from the base for steering purposes, and which is propelled by muscle power;

“Park” when prohibited, means the standing of a vehicle, whether occupied or not, except when standing temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers, and “Parked” and “Parking” shall have a corresponding meaning;

“Parking Meter” means a device used in conjunction with a Parking Space to indicate the length of time during which a vehicle may be Parked in such Parking Space;

“Parking Space” means a portion of a Highway designated by the City with road paint marking, designed and intended for the parking of a vehicle;

“Pedestrian” includes a person on foot and a person in a wheelchair, carriage, stroller or the like;

“Police Officer” means a police officer employed by the Guelph Police Service or the Ontario Provincial Police;

“Road Allowance” means the part of the Highway that lies between the lateral property line on each side of the Highway and the corresponding Curb.

“Roadway” means the 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 of the roadways collectively;

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“Roundabout” means a form of intersection that accommodates traffic flow in a circular direction around a centre island;

“Shoulder” means that portion of a Highway that is paved or has a gravel surface, which is immediately adjacent to the Curb;

“Sidewalk” means the finished portion of a Highway that is situated,

- (a) between the Shoulder of the Roadway and the lateral property line of the Highway; and
- (b) where there is no Shoulder, between the Curb and the lateral property line of the Highway,

and is designed for the use of Pedestrians;

“Skateboard” means a horizontal platform on small wheels that is capable of being used by a person or persons for transportation or play;

“Stop” 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 Police Officer or of a Traffic Control Device and “Stopped” and “Stopping” shall have a corresponding meaning;

“Traffic” includes a Pedestrian, ridden or herded animal, vehicle, or other conveyance either singularly or together, while using any Highway for the purpose of travel;

“Traffic Control Device” means any sign, traffic control signal, Roadway, Curb or Sidewalk marking, or other device erected or placed under the authority of this By-law or of the City for the purpose of guiding, directing or regulating Traffic;

“U Turn” means the turning of a vehicle within a Highway, or across or through a median strip, so as to proceed in the opposite direction.

- (2) Terms that are not defined in this By-law shall have the meaning set out in the Act.
- (3) In the event of conflict between this By-law and the Act, the Act shall supersede.

ADMINISTRATION

2. (1) It shall be the general duty of the Commissioner to determine the installation, maintenance and proper timing of Traffic Control Devices, to conduct engineering analyses of Traffic collisions to identify deficiencies within the street network and to devise remedial measures to correct said deficiencies, to conduct engineering analyses of Traffic conditions, to plan the operation of Traffic on the Highways of the City of Guelph, and to co-operate with other City officials in the development of ways and means to improve Traffic conditions in the City of Guelph.
 - (2) The Commissioner or a Police Officer may place and maintain on any Highway within the City of Guelph any official Traffic Control Device authorized by the City, including a temporary Traffic Control Device, as is required to give effect to the provisions of this By-law, or as required to warn, guide or direct Traffic for the safety and convenience of the public.
 - (3) Where a temporary Traffic Control Device is placed that prohibits Parking or Stopping, the enforcement of such Traffic Control Device may occur after one (1) hour has elapsed since the placing of the Traffic Control Device.
 - (4) No person shall Stop or Park or remain Stopped or Parked in contravention of a temporary Traffic Control Device after one (1) hour has elapsed from the time when the temporary Traffic Control Device was placed on the Highway.
 - (5) The Commissioner may issue permits authorizing vehicles or loads of excessive weight, width or length to travel on a Highway.
3. A Police Officer employed by the Guelph Police Service has the authority to enforce any provision of this By-law and a By-law Enforcement Officer has the authority to enforce any Parking or Stopping provision of this By-law.
 4. No provision of this By-law is deemed to permit the operation, Stopping or Parking of a vehicle where, or at any time, or in such a manner as would otherwise be prohibited by law.

GENERAL REGULATIONS

5. No person shall place, deposit or throw any handbill or literature on or into any vehicle that is

Stopped or Parked on a Highway, except when authorized by law or by the City.

6. (1) No person shall place, maintain or display upon or in view of a Highway any sign, signal, marking or device which purports to be or is an imitation of, or resembles, or conceals from view or interferes with the effectiveness of, any Traffic Control Device.
- (2) Except when authorized by law or by the City, no person shall place, maintain or display upon a Highway any drawing, graffiti, art or the like which may distract or confuse any motorist using such Highway.
7. (1) No person shall obstruct, occupy or otherwise encumber any portion of any Highway or bridge by placing, constructing or depositing, or permitting to be placed, constructed or deposited, any object or structure on such Highway or bridge, including any building, fence, recreational device, sign, snow, ice, brick, piece of wood, waste receptacle, table, construction material, tree, shrub or other planting, or the like, without authority to do so from the City or other lawful authority.
- (2) (a) Any person who obstructs, occupies or otherwise encumbers a Highway contrary to Subsection 7(1) of this By-law shall remove the object causing such obstruction, occupation or encumbrance.
- (b) Where any person fails to comply with Clause 7(2)(a) of this By-law, the City may, in addition to any other remedy, remove the object causing the obstruction, occupation or encumbrance at the person's expense, and the City may recover the expense by action or in like manner as municipal taxes.

EXEMPTIONS

8. Sections 11, 12, 14, 19(3), 28(2) and (5), 29(2), 36(2), 37(2), 38(2), 39(2), 41(2) and (3), 44, 45, 47, 49, 50(1), 53, 54, 55(1)(b), 56, 57(1) and 58(3), (4), (5) and (7) of this By-law do not, if compliance therewith would be impractical, apply to an Authorized Emergency Vehicle or to a vehicle operated on behalf of the City by a City employee, while actually engaged in work authorized by the organization for whom the vehicle is operated.

DRIVING REGULATIONS

9. (1) U Turns are prohibited at the locations set out in Column I of Schedule I of this By-law in the directions set out in Column II of Schedule I of this By-law.
- (2) Where a Traffic Control Device to that effect is displayed, no person shall make a U Turn at a location set out in Column I of Schedule I of this By-law in the direction set out in Column II of Schedule I of this By-law.
- (3) In addition to Subsection 9(2) of this By-law, no person shall make a U Turn at any other location upon any Highway, unless such U Turn can be made in safety and without interfering with other Traffic.
10. Except under the direction of a Police Officer, no person shall drive any vehicle on a Highway between the vehicles comprising a funeral or other procession recognizable as such by the display of pennants, lights or other identifying insignia, while the vehicles in such procession are in motion.
11. No person shall drive any vehicle upon a Sidewalk, footpath or Boulevard of a Highway except for the purpose of directly crossing such Sidewalk, footpath or Boulevard and only at a location designed for vehicular access.
12. No person shall drive a vehicle over a raised Curb except at a place where the Curb is designed for such purpose.
13. (1) No person shall back a vehicle on any portion of a Highway, unless such movement can be made in safety and without interfering with other Traffic.

- (2) (a) No person driving a vehicle shall enter an intersection, facing a traffic control signal that shows a circular green or green arrow indication, unless Traffic in front of such vehicle is moving in a manner that would reasonably lead the driver to believe that he or she can clear the intersection before the signal indication changes to a circular red indication.
- (b) Clause 13(2)(a) shall not apply to a driver of a vehicle entering an intersection for the purpose of turning left or right into an intersecting Highway, where the driver has signalled his or her intention to make the turn prior to entering the intersection
- (2007) -18384 (3) No person shall drive any vehicle or animal in a roundabout other than in a counter clockwise direction.
14. No person shall ride a Bicycle upon any Sidewalk or footpath unless a Traffic Control Device has been erected on or alongside such Sidewalk or footpath to indicate a recognized Bicycle pathway.
15. No person shall drive a vehicle over any unprotected fire hose of the Guelph Fire Department, when laid down to be used at any fire, alarm of fire or training operations, unless directed to do so by a Police Officer or employee of the Guelph Fire Department.
16. No person shall drive a vehicle within 100 metres of a road painting machine while such machine is actively engaged in painting a Roadway.
17. (1) Turns are prohibited as set out in Schedule II of this By-law at the times and locations and in the directions set out therein.
- (2) When a Traffic Control Device to that effect is displayed, no person proceeding in the direction set out in Column II of Schedule II of this By-law at a location set out in Column I of such Schedule shall turn a vehicle in the direction set out in Column III at the time indicated in Column IV of such Schedule.
18. (1) The maximum gross weight of any vehicle permitted on or over any bridge is as set out in Schedule III of this By-law.
- (2) When a Traffic Control Device to that effect is displayed, no person shall drive a vehicle on a bridge set out in Column I of Schedule III of this By-law when such vehicle exceeds the maximum weight set out in Column II of Schedule III of this By-law.
19. (1) Designated Bicycle Lanes are hereby established as set out in Schedule IV of this By-law.
- (2) Except in accordance with a Traffic Control Device or when necessary to avoid conflict with other Traffic or in compliance with the directions of a Police Officer, no person shall Park any portion of a vehicle, including a bicycle, in a Designated Bicycle Lane.
- (3) Except in accordance with Section 34 of this By-law, where a Designated Bicycle Lane set out in Schedule IV of this By-law is marked by a Traffic Control Device, no person shall operate a vehicle other than a Bicycle in any portion of the Designated Bicycle Lane, other than,
- (a) for the purpose of ingress to or egress from a private lane or driveway adjacent to the Bicycle Lane;
- (b) for the purpose of making a turn at a Highway intersecting the Bicycle Lane;
- (c) for the purpose of entering or exiting a curb lane used for Parking; or
- (d) for the purpose of actually loading or unloading merchandise or passengers

where such activity is otherwise permitted

- (4) Every person riding a bicycle on the Highway shall face and move in the direction of vehicular Traffic, and shall travel in the Designated Bicycle Lane or on the finished Shoulder, or where there is no Designated Bicycle Lane or finished Shoulder, as close as is practicable to the right hand Curb.

TRAFFIC CONTROL

20. (1) Every Highway, or portion thereof, set out in Schedule V of this By-law is designated as a through highway for the purposes of the Act.
- (2007) -18384 (2) Despite Subsection 20(1) of this By-law, a through highway shall not include any intersection where a traffic control signal, an all-way stop or roundabout are installed.
21. The installation of traffic control signals is hereby authorized at the locations set out in Schedule VI of this By-law.
22. The designation of lanes on Highways to indicate the permitted direction of travel within such lanes are as set out in Schedule VII of this By-law for the Highways set out therein.
23. (1) The installation of Yield Right of Way signs is hereby authorized at the locations set out in Schedule VIII of this By-law.
- (2007) -18384 (2) In addition subsection 23(1), the installation of Yield Right of Way signs is hereby authorized at all roundabouts, facing the traffic entering from any approach to the roundabout.
24. The installation of All-Way Stop Signs is hereby authorized at the locations set out in Schedule IX of this By-law.
25. The installation of pedestrian crossovers is hereby authorized at the locations set out in Schedule X of this By-law.
26. Every Highway, or portion thereof, set out in Schedule XI of this By-law is hereby designated for one-way traffic for vehicles to move only in the direction set out in such Schedule.
27. The rate of speed permitted on the Highways, or portions thereof, set out in Schedule XII of this By-law is as indicated therein.

HEAVY TRUCKS

28. (1) The Highways and portions of Highways indicated in Schedule XIII of this By-law are hereby designated as permissive truck routes during the times set out therein.
- (2) When Traffic Control Devices indicating that permissive truck routing is in effect are displayed, no person shall move, drive or operate a Heavy Truck as defined in Section 1 of this By-law on any Highway or portion of Highway, at any time, other than as expressly permitted in Schedule XIII of this By-law.
- (2004)-17428 (3) (a) Subject to subsection 28(3)(b), subsection 28(2) of this By-law shall not apply to any vehicle engaged in the provision of goods or services to any premises in the City of Guelph, while travelling to or returning from such premises.
- (b) Where a Highway or portion thereof is a permissive truck route during restricted hours, as set out in Schedule XIII of this By-law, such Highway or portion thereof may be used outside of permitted hours by a Heavy Truck engaged in the provision of goods or services to a premises only if the premises is located directly on the Highway or portion thereof or can only be reached through the use of the Highway or portion thereof, and provided that the Highway or portion thereof is travelled only in so far as is unavoidable in getting

to and from such premises.

- (2004)-17428 (4) Subsection 28(2) of this By-law shall not apply to a privately owned commercial vehicle being driven to or from the residence of the owner or operator, where such residence is located within the City of Guelph, or to any authorized vehicle being driven to or from,
- (i) an area where Heavy Truck parking is permitted by the City; or
 - (ii) any other parking area where Heavy Truck parking is permitted under the City of Guelph Zoning By-law (1995)-14864, as amended from time to time, or any
- if the residence or parking area in question cannot be reached except through the use of a Highway or portion of Highway not expressly permitted in Schedule XIII, and provided that the said Highway or portion thereof is travelled only in so far as is unavoidable in getting to and from such premises.
- (5) No person shall Park a heavy truck on any Highway between 8:00 p.m. of one day and 6:00 a.m. of the next day.

HALF LOADS

29. (1) During the period from the first day of March to the thirtieth day of April inclusive in each calendar year, half load restrictions may be implemented on the Highways set out in Column I of Schedule XIV of this By-law between the locations set out in Columns II and III of Schedule XIV of this By-law.
- (2) When a Traffic Control Device to that effect is displayed in respect of a portion of Highway set out in Schedule XIV, half load restrictions are in effect on such portion of Highway, and no person shall operate a vehicle on such portion of Highway in excess of the half load restriction.

PEDESTRIAN REGULATIONS

30. (1) Except where a Traffic Control Device indicates that a Pedestrian may cross, where a Pedestrian is lawfully within a crosswalk as set out Subsection 144(7) of the Act, or where a Pedestrian is directed to proceed by a Police Officer controlling Traffic, every Pedestrian crossing a Highway, at any place other than a pedestrian crossover, shall yield the right-of-way to all vehicles upon such Highway.
- (2) Notwithstanding subsection 30(1), every driver shall take all reasonable care to avoid a collision with a Pedestrian.
- (2006)-18047 (3) Notwithstanding any other provision of this By-law, when a Traffic Control Device to that effect is displayed, no person shall at any time cross at or upon the intersection listed in Column I of Schedule XXVII to this By-law in the crossing set out Column II therein
31. No Pedestrian shall proceed over, under or around any barrier installed on a Highway or part of a Highway.
32. No person shall play or take part in any game, sport, activity or the like upon any Highway, without authority to do so from the City.
33. (1) Except as set out in Sections 33(2), 34 and 35, no person shall ride by means of In-line Skates, a Skateboard, or a Non-Motorized Scooter, or ride in or by means of any other coaster, toy vehicle, or by similar device upon any Roadway, Sidewalk, or any other portion of a Highway, or within St. George's Square or upon any other City property without authority to do so from the City.
- (2) Despite Subsection 33(1) of this By-law, the use of Skateboards, In-line Skates and Non-Motorized Scooters is permitted in any park within the City of Guelph, except on

any object including a bench, raised Curb, play equipment or the like and except in any area set aside for use as a tennis court, swimming pool or parking lot.

IN-LINE SKATING

34. (1) In-line Skating is permitted on Highways within the City of Guelph, only as set out in this Section.
- (2) “Designated Bicycle Lane Extension” means that part of a Highway at an intersection that is included within the connections of the lateral lines of the Designated Bicycle Lanes on opposite sides of the Highway, measured from the edges of the Roadway.
- (3) Every person In-line Skating on any Highway or portion thereof shall, at all times,
- (a) exercise due care and attention to his or her safety;
 - (b) skate in a manner and at a speed appropriate to the surface being skated upon; and
 - (c) exercise due care and attention to the safety of all other users of the Highway.
- (4) No person shall In-line Skate on any portion of a Highway set out in Schedule XXIV of this By-law, unless within the Designated Bicycle Lane, on the finished Shoulder or on the Sidewalk. If on any such portion of a Highway there is no Designated Bicycle Lane, finished Shoulder or Sidewalk, In-line Skating is prohibited at that point.
- (5) (a) Subject to Subsections 34(9) and (10), an In-line Skater legally upon a Highway, including a portion of a Highway set out in Schedule XXIV of this By-law, may cross such Highway or an intersecting Highway,
- (i) within a crosswalk;
 - (ii) within a pedestrian crossover;
 - (iii) within a Designated Bicycle Lane Extension; or
 - (iv) at a location other than a crosswalk, pedestrian crossover or Designated Bicycle Lane Extension, only after ensuring that it is safe to do so.
- (b) Notwithstanding clause (a), every driver of a vehicle shall take all reasonable care to avoid a collision with an In-line Skater crossing a Highway.
- (6) No person shall In-line Skate on any Highway in such a manner so as to cause any damage to public or private property.
- (7) Every person In-line Skating on a Highway shall,
- (a) at all times wear a Canadian Standards Association (CSA) approved helmet appropriate for In-line Skating, with the chin strap securely fastened; and
 - (b) at all times between dusk and dawn wear reflective materials that are visible from both the front and back of the person and that are at least 24 millimetres wide by 250 millimetres long;
- (8) Every person In-line Skating, other than on a Sidewalk, shall move in the direction of vehicular Traffic, and shall travel in the Designated Bicycle Lane or on the finished Shoulder, or where there is no Designated Bicycle Lane or finished Shoulder, travel as close as is practicable to the right hand Curb;
- (9) Every person In-line Skating on a Roadway, in a Designated Bicycle Lane or on a finished Shoulder shall,

- (a) obey all Traffic Control Devices;
 - (b) when stopped at a stop sign, yield the right-of-way to all other Traffic on the Roadway and proceed only when it is safe to do so;
 - (c) when being overtaken by another user of the Roadway, Designated Bicycle Lane or paved Shoulder that is travelling at a greater speed than such person, turn out to the right and allow the other user to pass;
 - (d) when turning to the left or right or stopping, clearly signal such movement by using the appropriate hand signals as set out in the Act; and
 - (e) when making a left turn, use only a Designated Bicycle Lane Extension or combination of Designated Bicycle Lane Extensions, a crosswalk or a pedestrian crossover.
- (10) Every person In-line Skating on a Sidewalk shall,
- (a) come to a complete stop before entering any Roadway, proceeding only when it is safe to do so;
 - (b) obey all pedestrian control signals; and
 - (c) at all times yield the right-of-way to Pedestrians using the Sidewalk; and
- (11) Nothing in this Section relieves an In-line Skater from complying with the provisions of the Act.

SKATEBOARDS AND NON-MOTORIZED SCOOTERS

35. (1) The riding of Skateboards and Non-Motorized Scooters is permitted on Sidewalks within the City of Guelph, only as set out in this Section.
- (2) No person shall ride a Skateboard or Non-Motorized Scooter on any Sidewalk designated in Schedule XXV of this By-law.
- (3) Every person who is riding a Skateboard or Non-Motorized Scooter on any Sidewalk shall, at all times,
- (a) exercise due care and attention to his or her safety;
 - (b) travel in a manner and at a speed appropriate to the surface being travelled upon; and
 - (c) exercise due care and attention to the safety of all other users of the Sidewalk.
- (4) Every person riding a Skateboard or Non-Motorized Scooter on a Sidewalk shall come to a complete stop and disembark from the Skateboard or Non-Motorized Scooter prior to entering any Roadway.
- (5) No person shall ride a Skateboard or Non-Motorized Scooter on any Sidewalk in such a manner so as to cause any damage to public or private property.
- (6) Any person riding a Skateboard or Non-Motorized Scooter on a Sidewalk shall,
- (a) at all times wear a Canadian Standards Association (CSA) approved helmet appropriate for Skateboarding or the riding of a Non-Motorized Scooter, as the case may be, with the chin strap securely fastened;
 - (b) at all times between dusk and dawn wear reflective materials that are visible from both the front and back of the person and that are at least 24 millimetres

wide by 250 millimetres long;

- (c) travel as close as is practicable to the right-hand side of the Sidewalk, having regard to their direction of travel; and
 - (d) at all times yield the right-of-way to Pedestrians.
- (7) Without limiting the generality of Subsection (3), no person shall engage in any of the following activities while riding a Skateboard or Non-Motorized Scooter on any Sidewalk:
- (a) vaulting from a ramp or other object;
 - (b) using any object to move over, under, on, in or around for a recreational purpose;
 - (c) dismounting from a Skateboard or Non-Motorized Scooter in an unsafe manner;
 - (d) riding the Skateboard or Non-Motorized Scooter in such a manner so as to permit or cause it to leave the ground; or
 - (e) moving erratically from side to side.
- (8) No person shall place on any Sidewalk any object that is intended to be used to ride a Skateboard or Non-Motorized Scooter over, under, on, in or around.
- (9) Every person riding a Skateboard or a Non-Motorized Scooter on a Sidewalk shall ensure that such Skateboard or Non-Motorized Scooter does not enter into the Roadway.

NO PARKING ZONES

36. (1) “No Parking Zones” are hereby established prohibiting Parking at the times and locations set out in Schedule XV of this By-law.
- (2008)-18482 (2) When a Traffic Control Device to that effect is displayed, no person shall Park any portion of a vehicle at a location set out in Columns I, II and III of Schedule XV of this By-law at the time set out in Column IV of Schedule XV of this By-law, or Park any portion of a vehicle in a No Parking Zone set out in Subsection 36(3) of this By-law, except when necessary to avoid conflict with other Traffic or in compliance with a temporary Traffic Control Device, or the directions of a Police Officer.
- (2003)-17226 (3) “No Parking Zones” are further established as follows:
- (a) At the times and locations set out in clauses 54 (1) (a), (b), (c), (d), (e), (f), (g), (h), (i), (j) and (k) of this Bylaw.
 - (b) At stands for taxi cabs established pursuant to Subsection 42(1) of this By-law, except for vehicles authorized by the city pursuant to Section 42 of this By-law
 - (c) In School Bus Loading Zones established pursuant to Section 53 of this By-law, except for school buses
 - (d) At the locations set out in Clauses 56(1)(a), (b), (c), (d), (e), (f), (g), (h), (i) and (j) of this By-law.
- (2003)-17226 (4) When a Traffic Control Device to that effect is posted, no person shall Park any portion of a vehicle in a No Parking Zone set out in Subsection 36(3) of this By-law, unless in accordance with an exception set out in Subsection 36(3)(b) or (c), or when necessary to avoid conflict with other Traffic or in compliance with a temporary Traffic Control

Device or the directions of a Police Officer.

NO STOPPING ZONES

37. (1) “No Stopping Zones” are hereby established prohibiting Stopping at the times and locations set out in Schedule XVI of this By-law.
- (2008)-18482 (2) When a Traffic Control Device to that effect is displayed, no person shall Stop any portion of a vehicle at a location set out in Columns I, II and III of Schedule XVI of this By-law at the time set out in Column IV of Schedule XVI of this By-law, or Stop any portion of a vehicle in a No Stopping Zone set out in Subsection 37(3) of this By-law, except when necessary to avoid conflict with other Traffic or in compliance with a temporary Traffic Control Device or the directions of a Police Officer.
- (2003)-17226 (3) “No Stopping Zones” are further established as follows:
- (a) At the times and locations set out in Clauses 54(1)(a), (b), (c), (d), (e), (f), (g), (h), (i), (j) and (k) of this By-law
 - (b) At stands for taxi cabs established pursuant to Subsection 42(1) of this By-law, except for vehicles authorized by the City pursuant to Section 42 of this By-law
 - (c) In School Bus Loading Zones established pursuant to Section 53 of this By-law, except for school buses
 - (d) At the locations set out in Clauses 56(1)(a), (b), (c), (d), (e), (f), (g), (h), (i) and (j) of this By-law.
- (2003)-17226 (4) When a Traffic Control Device to that effect is posted, no person shall Stop any portion of a vehicle in a No Stopping Zone set out in Subsection 37(3) of this By-law, unless in accordance with an exception set out in Subsection 37(3)(b) or (c), or when necessary to avoid conflict with other Traffic or in compliance with a temporary Traffic Control Device or the directions of a Police Officer.
- (2003)-17111
(2003)-17262 (5) “Disabled Permit Stopping Zones” are hereby established at the times and locations set out in Schedule XVI-A of this By-law.
- (2003)-17111
(2003)-17262 (6) Subject to subsection (7), when a Traffic Control Device to that effect is displayed, no person shall Stop any portion of a vehicle at a location set out in Columns I, II and III of Schedule XVI-A of this By-law at any time set out in Column IV of the said Schedule, except when a valid permit issued to a physically disabled person by the Ontario Ministry of Transportation is properly displayed and used in accordance with the provisions of O. Reg. 581/90 and Part III of the *Highway Traffic Act* relating to disabled permits.
- (2003)-17111
(2003)-17262 (7) A person displaying and using a valid permit issued to a physically disabled person by the Ontario Ministry of Transportation in accordance with the provisions of O. Reg. 581/90 and Part III of the *Highway Traffic Act* relating to disabled permits shall not Stop any portion of a vehicle at a location set out in Columns I, II and III of Schedule XVI-A of this By-law at any time set out in Column IV of the said Schedule for longer than fifteen (15) consecutive minutes.

DURATION RESTRICTED ZONES

38. (1) Parking is limited to the duration of time set out in Schedule XVII of this By-law at the corresponding locations shown therein.
- (2003)-17038 (2) Unless otherwise provided for by this By-law or so authorized by the City, when a

(2008)-18482 Traffic Control Device to that effect is displayed, no person shall Park any portion of a vehicle on a Highway set out in Column I of Schedule XVII of this By-law at a location set out in Column III of such Schedule on the side of the Highway set out in Column II of such Schedule in excess of the time limit set out at any time indicated in Column IV of such Schedule.

15 MINUTE / PUBLIC LOADING ZONES

39. (1) Parking is limited to a maximum of fifteen (15) minutes at the locations set out in Schedule XVIII of this By-law.

(2008)-18482 (2) Unless so authorized by the City, when a Traffic Control Device to that effect is displayed, no person shall Park any portion of a vehicle on a Highway set out in Column I of Schedule XVIII of this By-law at a location set out in Column III of such Schedule on the side of the Highway set out in Column II of such Schedule for longer than fifteen (15) minutes.

KISS N' RIDE ZONES

39.A (1) Kiss N' Ride Zones are hereby established at the locations and times set out in Schedule XXVI of this By-law.

(2008)-18482 (2) Where a Traffic Control Device is displayed indicating a Kiss N' Ride Zone, no person shall park any portion of a vehicle within such zone for longer than five minutes.

SCHOOL BUS LOADING ZONES

40. When a Traffic Control Device to that effect is posted, School Bus Loading Zones are in effect at the locations set out in Schedule XIX of this By-law.

ANGLE PARKING ZONES

41. (1) Angle parking is in effect as set out in Schedule XX of this By-law.

(2) Where angle parking exists on any Highway or portion thereof in accordance with Schedule XX of this By-law, no person shall Park any portion of a vehicle at that location except at the angle as indicated by road paint markings or, if not indicated by such markings, at a 45° angle from the lateral line of the Curb or, where no Curb exists, the lateral line of the Shoulder.

(3) No person shall park any portion of a vehicle in a Parking Space where angle parking is designated pursuant to Schedule XX of this By-law, without the front end of such vehicle as close to the Curb as is practicable where a raised Curb exists, and as close as is practicable to the furthest limit of the Shoulder beyond the Roadway where a Shoulder exists.

TAXI STANDS

42. (1) Stands for taxi cabs are hereby established as set out in Schedule XXI of this By-law.

(2) Stands for taxi cabs shall be allotted as to location and Parking Space as approved by the City.

(3) Every taxi cab company wishing to use a portion of a Highway as a taxi cab stand shall obtain authority to do so from the City annually and pay the amount of the fee as set by the City for such authorization.

(4) The authority to use a taxi cab stand is subject to compliance with the provisions of this By-law and may be cancelled by the City at any time for infraction of such provisions.

(5) Section 57 does not apply to taxi cabs that have been authorized to Park in a taxi stand,

provided however that where a taxi cab is Parked in a taxi stand between the hours of 2:00 a.m. and 6:00 a.m., the driver shall move such taxi cab from the taxi stand immediately upon request by the City.

- (2003)-17226 (6) No person shall Park or Stop any portion of a vehicle in a stand for a taxi cab, except with the authorization of the City as set out in this Section.

GENERAL STOPPING AND PARKING PROVISIONS

43. (1) No person shall Park any portion of a vehicle on any Highway when such vehicle is leaking any fluid, including but not limited to, oil or gasoline, but not including water from the vehicle's air-conditioning unit.
- (2) Where a vehicle Parked in contravention of Subsection 43(1) leaks any fluid onto any portion of the Highway, the owner of the vehicle shall cause the fluid to be cleaned up to the satisfaction of the City.
- (3) If the owner of the vehicle fails to comply with Subsection 43(2), the City may, in addition to any other remedy, clean up the fluid at the vehicle owner's expense, and the City may recover the expense by action or in like manner as municipal taxes.
44. No person shall Stop or Park any portion of a vehicle on any Highway in such a manner, or under such conditions, so as to leave less than 3.0 metres width of the Roadway available for the movement of other Traffic.
45. No person shall Park any portion of a vehicle on any Highway for a period exceeding forty-eight (48) consecutive hours.
46. No person shall Stop or Park any portion of a vehicle on any Highway when such vehicle does not bear valid proper number plates or a corresponding current validation sticker, issued by the Ministry of Transportation of Ontario or an extra-provincial government agency, and registered to such vehicle.
47. No person shall Park any portion of a vehicle in a Parking Space except wholly within the road paint markings for such Parking Space.
48. No person shall Park any portion of a vehicle on or over a public or private driveway in any part of a Road Allowance.
49. No person shall Stop or Park any portion of a vehicle on any Highway in such a manner so as to obstruct other Traffic.
50. (1) No person shall Stop or Park any portion of a vehicle on any Highway except on the right hand side of such Highway, having regard to the forward direction in which the vehicle was travelling, with the right wheels parallel to and not further than 0.3 metres from the Curb where there is a raised Curb, and with the right wheels parallel to and as near to the right hand limit of the Shoulder as is practicable where a Shoulder exists.
- (2) Despite Subsection 50(1) of this By-law, no person shall Stop or Park any portion of a bus in a Bus Stop ~~on any Highway without the right wheels being parallel to and not further than 0.5 metres from the Curb where there is a raised Curb, and with the right wheels parallel to and as near to the right hand limit of the Shoulder as is practicable where a Shoulder exists.~~
- (3) Subsection 50(1) of this By-law shall not prevent the Stopping or Parking of a vehicle on the left hand side of a Highway which is designated for one-way traffic pursuant to Schedule XI of this By-law, provided the left wheels of such vehicle are parallel to and not more than 0.3 metres from the Curb where there is a raised Curb, and that the left wheels are parallel to and as near to the left hand limit of the Shoulder as is practicable where a Shoulder exists.

Comment [s1]:

- (4) Subsections 50(1) to (3) inclusive of this By-law shall not apply where a Traffic Control Device indicating otherwise has been erected in accordance with this By-law.
51. (1) No person shall Stop any portion of a bus on any Highway at any place other than a Bus Stop, except when authorized by the City or when necessary to avoid conflict with other Traffic or at the direction of a Police Officer or Traffic Control Device.
- (2) Subsection 51(1) of this By-law does not apply to a bus operated on behalf of the City.
52. Unless authorized by the City, no person shall Park any portion of a school bus on any Highway at any place other than a School Bus Loading Zone.
53. No person shall Stop any portion of a vehicle, other than a school bus, on any Highway in a location designated by Schedule XIX of this By-law as a School Bus Loading Zone and so indicated by a Traffic Control Device.
54. (1) No person shall Stop or Park any portion of a vehicle, except when necessary to avoid conflict with other Traffic or in compliance with a Traffic Control Device or with the direction of a Police Officer:
- (a) on or over a Sidewalk between 6:00 a.m. of one day and 2:00 a.m. of the next day;
 - (b) on or over a Sidewalk between 2:00 a.m. and 6:00 a.m.;
 - (c) in front of, or within one (1.0) metre of a public or private driveway or laneway;
 - (d) within three (3.0) metres of the point on the Curb or edge of the Shoulder adjacent to a fire hydrant;
 - (2007) -18384 (e) within an intersection, or a roundabout;
 - (f) within a pedestrian crossover;
 - (g) within nine (9.0) metres of any intersection;
 - (h) on a Roadway alongside of any vehicle which is Stopped or Parked at the Curb or edge of a Shoulder of such Roadway;
 - (i) on any bridge or other elevated structure of a Highway;
 - (2007) -18384 (j) within fifteen (15.0) metres of a signalized intersection, or a roundabout;
 - (k) on or over any part of a Highway where grass is growing or is seeded, or where an earth surface exists.
- (2) Subsections 54(1)(c), (d), (e), (g) and (j) do not apply where a Parking Space is provided by the City.
55. (1) No person shall Stop or Park any portion of a vehicle on any Highway for the purpose of:
- (a) washing, greasing or repairing such vehicle, except for repairs necessitated by emergency;
 - (b) unloading or transferring materials of any kind from one vehicle to another, except in cases of emergency; or
 - (c) advertising or selling goods without authority to do so from the City.

SIGNED PARKING REGULATIONS

56. (1) Where a Traffic Control Device to that effect is displayed, no person shall Stop or Park any portion of a vehicle on any Highway,
- (a) within fifteen (15.0) metres of a non-signalized intersection;
 - (b) within fifteen (15.0) metres of the nearest rail of the approach to a railroad crossing;
 - (c) within seven (7.0) metres of a driveway entrance to any fire station on the side of the Highway on which the driveway is located, and, on the side of the Highway opposite such entrance, within 23.0 metres of either side of the point on the Curb or Shoulder of the Highway opposite said entrance;
 - (d) in front of the entrance to a hotel, theatre, office building or place where goods are regularly delivered or removed;
- (2007) -18384
- (e) within thirty (30.0) metres of a signalized intersection, or a roundabout;
 - (f) within thirty (30.0) metres of a pedestrian crossover;
 - (g) within fifteen (15.0) metres of the point on the Curb or edge of the Shoulder adjacent to the Bus Stop sign, on the side of the Highway on which the Bus Stop is located;
 - (h) within thirty (30.0) metres of a Pedestrian Crosswalk which is controlled by a Traffic Control Signal;
 - (i) within fifteen (15.0) metres of a school crosswalk signed with a Traffic Control Device; or
 - (j) within fifteen (15.0) metres of the termination of a dead end street.
57. (1) When a Traffic Control Device to that effect is displayed at each Highway entrance to the City, no person shall Park any portion of a vehicle on or over any Highway between the hours of 2:00 a.m. and 6:00 a.m.
- (2) Subsection 57(1) of this By-law does not apply to a vehicle that is exempted by the City.
- (3) Subsection 57(1) of this By-law does not apply to a portion of a Highway at a location set out in Schedule XXII of this By-law when a Traffic Control Device is displayed permitting Parking between 2:00 a.m. and 6:00 a.m. on such portion of Highway, provided that such Parking is carried out in accordance with the Traffic Control Device.

PARKING METER ZONES

58. (1) "Parking Meter Zones" are hereby established as set out in Schedule XXIII of this By-law, including the location of the Parking Meters, the maximum duration of such Parking Meters and the rate to be deposited in such Parking Meters to cover the length of time a vehicle is Parked in a corresponding Parking Space.
- (2) Every Parking Meter within a Parking Meter Zone is in effect during the days and times set out on such meter, which days and times shall be in accordance with Schedule XXIII of this By-law.
- (3) No person shall Stop or Park any portion of a vehicle on a Highway in any Parking Space located in a Parking Meter Zone and equipped with a Parking Meter,
- (a) without setting the Parking Meter into operation, such that the expiry signal is not visible, by depositing a Coin of Recognized Currency into such meter in the amount sufficient to cover the duration of time that the vehicle is to be Stopped or Parked in such Parking Space; or

- (b) in accordance the terms and conditions of a parking permit issued by the City for that location.
- (4) Section 47 of this By-law shall not apply in a Parking Meter Zone to any vehicle which is of a size too large to be Parked wholly within a single Parking Space, provided that the Parking Meter corresponding to each Parking Space occupied, or partially occupied, is placed into operation as required in Subsection 58(3) of this By-law.
- (5) No person shall Park any portion of a vehicle on a Highway in any Parking Space located in a Parking Meter Zone and equipped with a Parking Meter, for a consecutive period of time longer than the maximum period of time permitted on such Parking Meter in accordance with Schedule XXIII of this By-law, irrespective of the amount of Coin of Recognized Currency deposited in such Parking Meter or the number of times a person deposits a Coin of Recognized Currency in such Parking Meter.
- (6) No person shall deposit or attempt to deposit in any Parking Meter any other coin or substance other than a Coin of Recognized Currency.
- (7) Within a Parking Meter Zone, no person shall Stop or Park any portion of a vehicle in a metered Parking Space when such Parking Meter is covered, unless so authorized by the City.

OFFENCE

- 59. Every person who contravenes any provision of this By-law is guilty of an offence.
- 60. The owner of a vehicle that is found Parked or Stopped in contravention of this By-law is guilty of an offence and, upon conviction, shall be subject to the governing penalties, unless the owner of a vehicle proves to the Court that, at the time of the offence, the vehicle was in the possession of another person without the owner's consent, express or implied.

PENALTIES

- 61. Every person who is convicted of an offence under any provision of this By-law shall be liable to a penalty as set out in Section 61 of the *Provincial Offences Act*, R.S.O. 1990, Chapter P.33, as amended from time to time, or any successor thereof.

REMOVAL OF VEHICLE

- 62. Where a vehicle is found Parked or Stopped in contravention of this By-law, a By-law Enforcement Officer or Police Officer may cause the vehicle to be moved or taken to and placed or stored in a suitable place and all costs and charges for this removal and for any care and storage of the vehicle, are a lien upon the vehicle, which may be enforced in the manner provided by the *Repair and Storage Liens Act*.

EARLY PAYMENT FOR PARKING INFRACTION NOTICES

- 63. Where a Parking Infraction Notice is issued in respect of an offence committed under this By-law, the Commissioner or any person designated by him or her to accept such payments on behalf of the City may, within seven (7) calendar days of the date indicated on the Parking Infraction Notice, accept a lesser fine payment than the Set Fine amount, which payment shall be deemed to be an Early Payment of the penalty in full satisfaction of the offence, and a receipt therefor shall be given to the person making payment.

SCHEDULES FORM PART OF BY-LAW

- 64. All Schedules shall form part of this By-law.

EFFECTIVE DATE OF BY-LAW

- 65. (1) This By-law shall come into effect at 12:01 a.m. on March 1, 2003 or when the set fines

have been approved by the Regional Senior Justice of the Peace, whichever occurs first.

- (2) Notwithstanding Subsection 65(1), those provisions requiring approval by the Ministry of Transportation of Ontario in accordance with Section 195 of the Act shall not come into effect until such approval has been granted by the Ministry.

66. Notwithstanding Section 65, Section 67 of this By-law shall come into effect immediately.

PRIOR BY-LAWS REPEALED

- 67. By-law Number (2002)-16991 and all amendments thereto are hereby repealed.
- 68. By-law Number (1979)-10208 and all amendments thereto are hereby repealed as of the date that this By-law comes into effect in accordance with Section 65.

MUNICIPAL CODE AMENDMENT

69. This By-law is hereby adopted as Municipal Code Amendment #284.

PASSED THIS SIXTEENTH DAY OF DECEMBER, 2002.

KAREN FARBRIDGE - MAYOR

LOIS A. GILES – CLERK