

MUNICIPALITY OF WEST PERTH

BY-LAW NO. 30-2004

FOR THE REGULATION OF PARKING

AND TO

REPEAL BY-LAW 29-1988 AND AMENDMENTS THERETO.

The provisions of this by-law shall be subject to the provisions of the Highway Traffic Act, R.S.O., 1990, c. H. 8 and amendments thereto.

The Council of the Municipality of West Perth ENACTS AS FOLLOWS:

1. INTERPRETATION

- (1) Authorized Sign means any sign or roadway, curb or sidewalk marking or other device placed or erected on a highway under the authority of the municipal council for the purpose of regulating parking.
- (2) Corner means the point of intersection of curbs or edges of the portion of the highway used for vehicular traffic.
- (3) Crosswalk means that portion of a 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 curbs, from the edges of the roadway, or any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or be lines or other markings on the surface.
- (4) Commercial Motor Vehicle means a motor vehicle having permanently attached thereto a truck or delivery body and includes ambulances, hearses, casket wagons, fire apparatus, motor buses and tractors used for hauling purposes on the highway.
- (5) Highway includes a common and public highway, street, avenue, public lane, parkway, driveway, square, place, bridge, viaduct, or trestle, designed and intended for or used by the general public for the passage of vehicles.
- (6) 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 whether or not one highway crosses the other.
- (7) Motor Vehicle includes an automobile, motorcycle and any other vehicle propelled or driven otherwise than by muscular power, but does not include the cars of electric or steam railways, or other motor vehicles running only on rails, or a motorized snow vehicle, a motor assisted bicycle, traction engine, farm tractor, self propelled implement of husbandry or road building machines.
- (8) One Way Street means a street upon which vehicular traffic is limited to movement in one direction.
- (9) Official Sign means a sign approved by the Ministry of Transportation and Communications.
- (10) Parking Meter means a device that shall indicate thereon the length of time during which a vehicle may be parked, which shall have as a part thereof a receptacle for receiving and storing coins, a slot or place where such coins may be deposited, a timing mechanism to indicate the passage of the interval of time during which the parking is permissible and which shall also display a signal when said interval of time shall have elapsed.

- (11) Parking Meter Zone means the streets or highways or parts of highways designated by suitable markings, the use of which is controlled and regulated by a parking meter.
- (12) 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 actually engaged in loading or unloading merchandise or passengers.
- (13) Provincial Offence Officer means a member of the Ontario Provincial Police Force and shall include all other persons designated.
- (14) Roadway means that portion of a 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 roadway separately and not to all of the roadway collectively.
- (15) Sidewalk means that portion of a highway between the curb lines of roadway or the lateral lines of a roadway and the adjacent property lines intended for the use of pedestrians
- (16) Street see Highway.
- (17) Traffic includes pedestrians, ridden or herded animals vehicles and any other conveyances either singly or together while using any highway for the purposes of travel.
- (18) Time or Times where any expression of time occurs or where any hour or other period of time is stated, the time referred to shall be standard time, except in periods when daylight saving time is in effect, in which periods it shall be daylight saving time.
- (19) Vehicle includes a motor vehicle, motor assisted bicycle, trailers, traction engine, farm tractor, road building machine, and any other vehicle drawn, propelled or driven by any power including muscular power, but does not include a motorized snow vehicle or the cars of electric or steam railways running only upon rails.

2. METHOD OF PARKING

- (1) Parallel – No person shall park a vehicle on any street other than a one way street unless on the right hand side of the street, having regard to the direction in which the vehicle had been proceeding and unless the right front and right rear wheels or runners are parallel to and distant respectively of not more than 15 cm. from the curb or edge of the roadway.
- (2) Angle - Where angle parking is permitted on a highway , no person shall park a vehicle except at an angle of forty-five degrees with the edge of the roadway and so that the front of the vehicle is nearest to the edge of the roadway.
- (3) One-way Streets - Where parking is permitted on a highway designated for one-way traffic, no person shall park a vehicle except in the direction in which it was proceeding and not more than 15cm. parallel to and from the edge of the curb or edge of the roadway.

3. PARKING PROHIBITED IN SPECIFIED PLACES

No person shall park a vehicle, on a highway, in any of the following places:

- (1) On or over a sidewalk.
- (2) In front of a public or private driveway, or in such a manner as to obstruct in any way traffic entering or leaving such public or private driveway
- (3) Within an intersection.
- (4) On a roadway beside and parallel to any stopped or parked vehicle.

- (5) On a crosswalk.
- (6) In any place, on a highway, so as to interfere with the formation of a funeral procession.
- (7) Within 9.2 metres of an intersection.
- (8) Within 9.2 metres of a crosswalk.
- (9) Within 3.1 metres of a point on the curb or edge of the roadway opposite any fire hydrant.
- (10) On any bridge or within any tunnel or under pass or approaches thereto.
- (11) On any street in such a manner so as to obstruct traffic.
- (12) On private property without permission.
- (13) In such a position as will prevent the convenient removal of any vehicle previously parked or left standing.
- (14) In front of the entrance to any place where goods or merchandise are regularly delivered or removed.
- (15) In front of the entrance to a hospital or nursing home.
- (16) In front of an entrance to or exit from any building or enclosed space in which persons may be expected to congregate in large numbers.
- (17) Along side or across the highway from any excavation or obstruction in the roadway when the free flow of traffic would thereby be impeded.
- (18) Within 15.1 metres of any level crossing of a railway or along the tracks of such railway.
- (19) On any street for the purpose of displaying a vehicle for sale.
- (20) On any street for the purpose of washing, greasing or repairing a vehicle except such repairs as have been necessitated by an emergency.
- (21) In front of the entrance or exit to any lot or building where fire department vehicle, public utility emergency vehicle, police vehicle or other emergency vehicle is kept or stored in such a manner as to impede the movement of such vehicles when responding to an emergency.
- (22) On any street between the hours of 2:00 a.m. and 6:00 a.m. inclusive, during the months of December, January, February, and March.
- (23) On any roadway having an overall width of less than 6.1 metres.
- (24) Any street for a longer period of time than three hours.

4. PARKING PROHIBITED IN SPECIFIED PLACES WHERE SIGNS ARE ON DISPLAY

Where properly worded signs are erected and are on display no person shall park a vehicle, on a highway in any of the following places:

- (1) In front of the entrance to a hotel or motel.
- (2) In front of the entrance to an office building or other place of business.
- (3) Within 24.5 metres of any designated bus or coach stop.
- (4) Within 7.5 metres from the entrance way on the same side of the highway as the firehall, or 100 metres from the entrance-way on the opposite side of the highway to that of the firehall.
- (5) Within 15.1 metres of an intersection.
- (6) At any place so designated so as to facilitate the orderly movement of traffic.
- (7) Between 8:30 a.m. and 4:30 p.m. upon that side of a highway adjacent to any school property.
- (8) Within 30.1 metres of an intersection controlled by traffic control signals.
- (9) In a space designated for use by handicapped licenced vehicles only.
- (10) In locations designated as 'No Parking' as noted on Schedule 'A' attached hereto and forming a part of this By-law

5. PARKING METERS

- (1) No driver of a vehicle shall park such vehicle in a parking meter zone between the hours of 9:00 a.m. and 6:00 p.m. on Mondays, Tuesdays, Wednesdays, Thursdays, Fridays, and Saturdays except when such days are legally and lawfully proclaimed holidays, unless the driver of such vehicle deposits in the parking meter provided for the parking space the sum of a five cent coin for each thirty minutes of time to maximum time on dial during which the vehicle

is to be parked or a ten cent coin for a period of sixty minutes of time for convenience for each parking space used.

- (2) No driver of a vehicle shall allow such vehicle to remain parked for a longer period of time than that for which payment has been made in the form of coins deposited in the parking meter or meters, provided however that this shall not prevent the driver of the vehicle from using the unexpired time remaining in the meter for its previous use without depositing a coin therein.
- (3) No driver of a vehicle shall allow such vehicle to remain in a parking space for a longer period of time than three hours at any one time.
- (4) No person shall deposit or cause to be deposited in any parking meter any slug device or other substitute for a five-cent coin or a ten-cent coin of the Dominion of Canada or of the United States of America or a twenty-five cent Canadian or American coin.
- (5) No driver of a vehicle shall park such vehicle in such a manner that it is wholly within an area designated as a parking space, and if the vehicle is of such length as to prevent it from being parked within one parking space, then the person parking same shall make the necessary deposit of coins in the parking meter for the adjoining parking space.
- (6) The following highways or parts of highways are hereby designated as parking meter zones:
 - i. Ontario Rd. from the intersection at St. George St. easterly to the intersection at St. David St. on both sides.
 - ii. St. Andrew St. from the intersection at Montreal St. southerly to the intersection at Quebec St. on both sides.
 - iii. St. George St. from the intersection at Montreal St. southerly to a point 23 metres south of Ontario Rd. on both of Ontario Rd. on both sides.
- (7) All other by-laws pertaining to the regulation of parking by means of parking meters are hereby repealed.

6. BUS AND TAXICAB STANDS

- (1) The driver of a bus or taxicab shall not stand or park upon any street in any business district at any place other than at a bus or taxicab stand respectively, except that this provision shall not prevent the driver of such vehicle from temporarily stopping in accordance with other stopping or parking regulations at any place for the purpose of and while actually engaged in loading or unloading passengers or merchandise.
- (2) No person shall stop, stand or park a vehicle upon any street other than a bus at a bus stop or other than a taxicab stand, when such stop or stand has been officially designated and appropriately signed except the driver of a motor vehicle may temporarily stop therein for the purpose of and while actually engaged in loading or unloading passengers or merchandise when such stopping does not interfere with any bus or taxicab waiting to enter or about to leave such bus or taxicab zone.

7. ANGLE PARKING PERMITTED ON SPECIFIED STREETS

When authorized signs or adequate pavement markings have been erected and are on display, no person shall park a vehicle on any street or parts of streets, as defined in Schedule 'A' of this By-law, attached hereto and forming a part of the By-law, except at an angle of forty-five degrees as indicated by signs or pavement markings and so that the front end of the vehicle shall be nearest to the edge of the roadway except commercial motor vehicles when engaged in the actual loading or unloading of goods or merchandise may park with the rear end of the vehicle nearest the edge of the roadway.

8. ADDITIONAL RESTRICTIONS

(1) **Fifteen Minutes Parking Permitted on Specified Streets**

When authorized signs have been erected and are on display no person shall park a vehicle on any street or parts of streets hereinafter set out for a longer period of time than fifteen minutes between the hours of 9:00 a.m. and 6:00 p.m. except on Sundays and legal holidays.

Fifteen Minutes Parking Zones, attached hereto as Scheduled 'A'

(2) **No Stopping**

Areas designated as "No stopping" are attached hereto in Schedule 'A'. When authorized signs are displayed in the area, stopping is prohibited between the hours of 7:00 am and 5:00 pm, from Monday to Friday.

9. FINES AND ENFORCEMENT

(1) a) Any person found in contravention of this by-law is guilty of an offence and upon conviction is liable to a fine of not less than \$20.00 and not greater than \$100.00 excluding costs. Fines are included in Schedule 'B' attached hereto and forming a part of this By-law.

b) The owner or the driver may report to the municipal office within 7 days, exclusive of Sunday and legal holidays, after the day when the ticket is so attached to make a voluntary payment of penalty in the amount indicated.

(2) This By-law shall be enforced by issuing tickets and providing for voluntary payment as outlined in Section 9.1.b of this By-law, or under the provisions of the Provincial Offences Act, R.S.O. 1990, C. 33

10. EMERGENCIES

Notwithstanding any of the provisions contained in this by-law, the Ontario Provincial Police Sergeant in charge of the West Perth Police Service or any other police officer, may during an emergency or special circumstance, prohibit the parking of vehicular traffic on any highway or parts of highways within the Municipality limits, by adequate signs, and further may require the removal of any or all vehicles already parked, whether legally or not, on any of the highways or parts of highways thereof, during such emergency or special circumstances.

The part of parts of this by-law pertaining to the parking of vehicles on a highway shall not, if compliance therewith would be impractical apply to ambulances, police vehicles, fire department vehicles, emergency vehicles or other vehicles engaged in works undertaken by or for the municipality.

11. All other by-laws pertaining to the regulation of parking with the exception of any by-laws pertaining to the regulation of parking by means of parking meters, are hereby repealed.

Read a first and second time this 19th day of April, 2004

Read a third time and finally passed this 19th day of April, 2004.

John Van Bakel - Mayor

Patricia Taylor - Clerk

MUNICIPALITY OF WEST PERTH

Schedule 'A'
By-law 30-2004
Regulation of Parking

1. Fifteen Minute Parking

Parking in the following areas is limited to a period of fifteen minutes, as per Section 8.1 of By-law 30-2004

- i) St. Andrew St. – from the intersection at Quebec St. northerly for a distance of 45.2 metres **ON THE WEST SIDE ONLY**

2. No Stopping

Stopping of vehicles in the following areas is prohibited, as per Section 8.2 of By-law 30-2004

- i) South side of Francis St., between the west lot line of 74 Francis St. and the east lot line of 124 Francis St.

3. No Parking

Parking is prohibited in the following areas, as per Section 4.10 of By-law 30-2004

- i) On the **EAST** side of Napier Street from the north side of Park Lane, to the south side of William Street

4. Angle Parking

Angle Parking is permitted in the following areas, as per Section 7 of By-law 30-2004

- i) Ontario Road – from the intersection at St. George St. easterly to a point 45.2 metres east of the intersection at St. Andres St. on **BOTH SIDES**.
- ii) St. Andrew St. – from the intersection at Ontario Rd. Southerly to the intersection at Quebec St. **ON THE EAST SIDE ONLY**.
- iii) Wellington St. – from the intersection at Waterloo St. northerly to the intersection at Rowland St. **ON BOTH SIDES**.
- iv) Rowland St. – from the intersection at Wellington St. westerly for a distance of 83.2 metres **ON THE SOUTH SIDE ONLY**.

MUNICIPALITY OF WEST PERTH

Schedule 'B'
By-law 30-2004
Regulation of Parking

Item	Column 1 Short Form Wording	Column 2 Offence Creating Provision or Defining Offence	Column 3 Voluntary Payment Payable Within 7 Days	Column 4 Set Fines (Includes Costs)
1.	Parked too close to Intersection	Section 3 (7)	\$20.00	\$30.00
2.	Parked too close to Fire Hydrant	Section 3 (9)	\$20.00	\$30.00
3.	Parked Obstructing Traffic	Section 3 (11)	\$20.00	\$30.00
4.	Parked on Sidewalk	Section 3 (1)	\$20.00	\$30.00
5.	Parked longer than 3 hours	Section 3 (24)	\$20.00	\$30.00
6.	Parked in area prohibited by sign	Section 4 (1-10)	\$20.00	\$30.00
7.	Parked longer than 15 minutes on Designated street	Section 8 (1)	\$20.00	\$30.00
8.	Parked on street less than 6.1 metres wide	Section 3 (23)	\$20.00	\$30.00
9.	Parked 2 a.m. – 6 a.m., December 1 to March 31	Section 3 (22)	\$20.00	\$30.00
10.	Parked in designated handicapped space	Section 4 (9)	\$20.00	\$100.00
11.	Unauthorized parking on private property	Section 3 (12)	\$20.00	\$30.00

Note: The penalty provision for the offences indicated above is Section 170 (14) of the *Highway Traffic Act R.S.O. 1990 c. H.8* and amendments thereto.