



Corporation of the Township of Malahide

By-Law No. 01-61

PARKING BY-LAW

The Municipal Council of the Corporation of the Township of Malahide enacts as follows:

PART "A"

DEFINITIONS

1. **DEFINITIONS** in this By-Law:

"ANY PROVISION OF THIS BY-LAW" means any provision of this By-Law for the contravention of which the Municipal Act permits a procedure for the voluntary payment of penalties out of court.

"AUTHORIZED SIGN" means any sign or device placed or erected on a highway under the authority of this By-law by the Roads Superintendent for the purpose of regulating, warning or guiding traffic.

"BICYCLE" is a vehicle as defined under the Highway Traffic Act.

"BOULEVARD" shall be construed to mean that portion of every highway within the limits of the Township of Malahide which is not used as a sidewalk or a travelled roadway.

"BUS STOP" means a part of a highway designated as a point at which buses stop to take on or let off passengers.

"COMMERCIAL MOTOR VEHICLE" means a motor vehicle having permanently attached thereto a truck or delivery body and includes ambulances, hearses, casket wagons, fire apparatus, buses and tractors used for hauling purposes on highways.

"CORNER" with reference to a highway intersection means the point of intersection of the prolongation of the lateral curb lines or in the absence of curbs the prolongation of the edges of the roadways.

"CORPORATION" means the Corporation of the Township of Malahide.

"COUNCIL" means the current Municipal Council of the Corporation of the Township of Malahide.

"CROSSWALK" means,

- (i) that part 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, or, in the absence of curbs, from the edges of the roadway, or
- (ii) any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines or other markings on the surface.

"CURBLINE" means, where the curb is constructed "curbline" shall be construed as meaning the edge of the travelled portion of the highway.

"DESIGNATED PARKING SPACE" or "DESIGNATED DISABLED PERSON PARKING SPACE" means a parking space located on any public highway under the jurisdiction of the Corporation of the Township of Malahide or on any property owned or occupied by the Corporation of the Township of Malahide or any local board thereof and designated for parking of vehicles and marked by an official sign indicating such space to be for the sole use of vehicles displaying a disabled person parking permit.

"DISABLED PERSON PARKING PERMIT" means a disabled person parking permit issued under the Highway Traffic Act or a permit, numbered plate or other marker or device issued by another jurisdiction and recognized under the Highway Traffic Act.

"DRIVEWAY" means improved land on a highway which provides vehicular access from the roadway to a laneway or a parking area on adjacent land.

"GROSS WEIGHT" means the combined weight of vehicle and load.

"HANDICAPPED PERSON" means an individual who has been issued a disabled person parking permit by the Province of Ontario and who has met the requirements of the Highway Traffic Act.

"HEAVY TRUCK" means any commercial motor vehicle which has a rated gross vehicle weight exceeding 4,535.92 kilograms (10,000 pounds) according to the current permit or vehicle registration which has been issued under the Highway Traffic Act, or its foreign equivalent for such vehicle, regardless of the actual weight of such vehicles, but does not include a vehicle operated by or on behalf of the Corporation or a school bus which is in the course of transferring children or mentally retarded adults to and from schools.

"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 passage of vehicles and includes the area between the lateral property lines thereof.

"HOLIDAY" includes Sunday, New Year's Day, Good Friday, Easter Monday, Victoria Day, Dominion day, the day proclaimed as a Civic Holiday, Labour Day, Thanksgiving Day, Remembrance Day, Christmas Day, Boxing Day, the day proclaimed as birthday of the reigning sovereign, and any day appointed by proclamation of the Governor General or the Lieutenant-Governor-In-Council as a public holiday or for a general fast or thanksgiving and the next following day when any such holiday falls on a Saturday or a Sunday, and any day appointed by proclamation of the Municipal Council.

"INTERSECTION" means the area embraced within the prolongation or connection of the lateral curblines or, if none, then of the lateral boundary lines of two or more highways that join one another at an angle, whether or not one highway crosses the other.

"LANEWAY" means improved land adjacent to the highway which provides access from the highway to a parking area on adjacent land.

"LOADING ZONE" means the part of a highway set apart for the exclusive purpose of parking a vehicle to load or unload same.

"METERED PARKING SPACE" means a parking space for which a meter or other mechanical device is provided or any space adjacent to which a parking meter or other mechanical device is located.

"MOTOR VEHICLE" includes an automobile, motorcycle, motor-assisted bicycle 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 upon rails, or a motorized snow vehicle, traction engine, farm tractor, self-propelled implement of husbandry or road-building or winter control machine.

"M.T.O." means the Ministry of Transportation of Ontario.

"OFFICER" means the By-Law Enforcement Officer of the Municipality or any other person authorized by Council and charged with the enforcement of this By-Law.

"OFFICIAL SIGN" means a sign approved by the Ministry of Transportation of Ontario.

"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.

"PARKING INFRACTION" means any unlawful parking, standing or stopping of a vehicle that constitutes an offence.

"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 in which 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.

"PARKING METER COVER" means a hood, bag or other covering for a parking meter that is placed over a parking meter by an authorized official to indicate that a parking meter is not to be used.

"POLICE OFFICER" means a member of the Police Force having jurisdiction in the area.

"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 roadway collectively.

"SIDEWALK" includes all such parts of a highway as are set aside by the Municipality for use of pedestrians or use by the general public for the passage of pedestrians.

"STAND" or "STANDING", 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 signal.

"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 signal.

"TIME" means that where an 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.

"TRAFFIC CONTROL SIGNAL" means any device, manually, electrically or mechanically operated for the regulation or control of traffic.

"U-TURN" means the turning of a vehicle within a roadway so as to proceed in the opposite direction.

"VEHICLE" includes a motor vehicle, trailer, traction engine, farm tractor, road-building machine and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include a motorized snow vehicle, the cars of electric or steam railways running only upon rails.

2. ABBREVIATIONS

In this Schedule to this By-Law the following abbreviations and symbols stand for the words respectively set forth opposite thereto as follows:

- | | | |
|----------|---|-----------|
| (a) Ave. | - | Avenue |
| Blvd. | - | Boulevard |
| Pl. | - | Place |
| St. | - | Street |

Cres. - Crescent
Ct. - Court
Dr. - Drive
Rd. - Road

(b) mm - Millimetre
cm - Centimetre
m - Metre
km/h - Kilometres Per Hour
kg - Kilograms

(c) A.M. - Ante Meridian
P.M. - Post Meridian

3. DISTANCES:

Where a distance is used in this By-Law as part of a prohibition of parking or stopping within a specified distance of an object, structure, land or a part of a highway, such distance shall be measured:

- (a) from the limit of the road allowance; or
- (b) from a point referenced to a lot line or limit; and
- (c) all distances/dimensions are measured in the metric measurement of metres.

4. INTERPRETATION – GENERAL:

In this By-Law

- (a) words purporting the singular number or the masculine gender only include more persons, parties or things of the same kind that one and females as well as males and converse.
- (b) a word interpreted in the singular number has a corresponding meaning when used in the plural.
- (c) "May" shall be construed as imperative.
- (d) definitions and interpretations not otherwise included herein but otherwise provided for in the Highway Traffic Act, RSO 1990, Chap. H. 8, or any successor legislation thereto, shall extend and apply to this By-Law.

5. SCHEDULES ADOPTED:

All schedules referred to in this By-Law shall form part of this By-Law and each entry in a column of such a schedule shall be read in conjunction with the entry or entries across therefrom, and not otherwise.

PART "B" **GENERAL TRAFFIC**

6. APPLICATION OF BY-LAW:

This By-Law applies to all highways under the jurisdiction of the Corporation of the Township of Malahide.

7. AUTHORITY TO IMPLEMENT TEMPORARY PROVISIONS:

The By-Law Enforcement Officer is hereby given authority as the occasion arises and when required in order to assist in the care of moving traffic, to set apart and indicate or designate on highways in the Municipality space or spaces for the parking of a vehicle or vehicles by causing lines to be painted, signs to be erected or otherwise upon the pavement, curbs or surface of the roadway or immediately adjacent thereto, or on the highway or highways or portions of highways, as a temporary provision for the restriction of parking on highways or portions of highways and to make such other temporary provision for directing the traffic as may be necessary. Such temporary changes shall not be effective after the next subsequent Council meeting unless confirmed by resolution of the Council at such meeting, which resolution shall stipulate the length of time such change(s) shall be in effect.

8. BY-LAW SUBJECT TO THE HIGHWAY TRAFFIC ACT:

The provisions of this By-Law are subject to the provisions of the Highway Traffic Act RSO 1990, Chap. H. 8, as amended and any successor legislation thereto.

9. DISPLAYING FOR SALE:

No person shall park any vehicle on any highway for the purpose of displaying the same for sale.

10. EMERGENCY FIRE REGULATIONS:

No driver of any vehicle shall drive his vehicle within 150m of any building which is on fire; nor shall he drive his vehicle over or across any line of a hose laid by the Fire Department, and at the direction of the Fire Chief for the area, the Police authority shall place signs on the highway on which the building on fire is situated, and any adjoining highways which may be deemed necessary for the purpose, closing such parts of highways to traffic until the fire is out, and no driver shall pass such sign or approach nearer to the fire than such sign.

11. FUNERALS AND PARADES:

No person shall drive any vehicle, except emergency vehicles, between the vehicles in any duly authorized parade or funeral procession on any highway, provided the vehicles in such parade or procession are properly designated.

12. INTERFERENCE WITH AUTHORIZED/OFFICIAL SIGNS AND PARKING METERS:

No person shall alter, deface, remove or destroy any sign erected by the Municipality or any pavement lines or other marks for guiding the parking of vehicles or the regulations of traffic, or deface, injure, tamper with, open, wilfully break, destroy or impair the usefulness of any parking meter, and no person shall alter, interfere with, or change the position of any such sign, line or other mark or parking meter, unless he has been duly authorized so to do.

13. OBEDIENCE TO ALL PARKING METERS, SIGNS, AND SIGNALS:

It shall be the duty of all persons using the highways to observe the directions indicated by any permanent or temporary meters, signs, or signals erected or placed for the purpose of regulating or directing traffic.

14. PLAYING ON PAVEMENTS:

No person shall engage in any game or sports activity upon a roadway and no person upon roller skates or skateboards, or sleigh, express wagon or riding in or by means of any coaster, toy vehicle or similar device go upon any roadway.

15. PROHIBITION OF THE REPAIRING, WASHING, WAXING OR GREASING OF VEHICLES:

No person shall make use of the roadway for the purpose of washing, waxing, greasing or repairing any vehicle, except such emergency repairs as are necessary to enable the vehicle to be removed from the highway and disabled vehicles shall be removed or caused to be removed from the highway by the driver or owner without delay.

16. NO DRIVING ON SIDEWALK, PATH, OR BOULEVARD:

No driver of any vehicle shall drive within, upon, across or along any sidewalk, path or boulevard except at a driveway.

17. ABANDON VEHICLES:

No person shall abandon any vehicle, including any vehicle that is incapable of being propelled or driven by any kind of power, on or near a highway or roadway.

18. UNAUTHORIZED SIGNS:

No person shall place, maintain or display on any highway any unauthorized device which is an imitation of, or purports to be, or resembles any official sign or signal, or which purports to direct parking or the movement of traffic or the actions of operators of vehicles. Any such device shall be deemed a public nuisance and any Police or other Officer authorized to enforce this By-Law may remove the same without notice.

19. BUS STOPS:

- (i) Buses operated over a highway in the Municipality shall take on or discharge passengers only on the right-hand side of the bus. When stopping all buses shall stop in such a manner as not to obstruct traffic.
- (ii) When an authorized bus stop sign is on display, no vehicle shall stand any closer than 15m before the said sign.

PART C
REGULATED PARKING

20. GENERAL PARKING REGULATIONS:

Subject to or in conjunction with the provisions of Sections 21, no person shall stop or park a vehicle or permit a vehicle to be stopped or parked:

- (1) On or within any sidewalk, crosswalk, crossover or boulevard;
- (2) In front of or within 1m of any lane, driveway or alley entrance;
- (3) Except at points where parking is otherwise designated, with the right-hand wheels of the vehicle at a greater distance from the curbline than 0.15m or in Winter, subject to Subsection (5), as nearly within such distance as the conditions of the highway permit;
- (4) On the roadway side of a vehicle stopped or parked at the edge or curb of a highway;
- (5) At the edge or curb on the left side of the roadway having regard to the direction such vehicle was proceeding except where parking is permitted on the left-hand side of the roadway of a highway designated for one-way traffic;
- (6) In such position as to obstruct traffic;
- (7) Within 8m of any Fire Hall on the side of the highway on which the Fire Hall is located or within the 30m of such Fire Hall on the opposite side of the roadway;
- (8) On any street within 9m of the projection of the curbline of any intersecting street except where such intersection is visibly and lawfully designated as a "Bus Stop" at which intersection all vehicles shall be parked in accordance with the instructions set out on the designating sign or signs;
- (9) On any bridge, subway and/or any approach thereto;
- (10) Within 3m of the point of the curbline which is nearest any fire hydrant;
- (11) Within 2m of the space on the same side of the highway directly in front of the entrance to church, hospital, hotel, theatre, hall or other public building where large numbers of people assemble, except while actually taking on or discharging passengers, other than a bus in a bus stop, or other than a taxi-cab in a taxi-cab stand, when any such stop or stand has been officially designated and appropriately signed;
- (12) Within 15m of an intersection with Signal Light Traffic Control System installed;
- (13) Within 15m of the nearest rail of a level Railway Crossing;
- (14) In a position or place that prevents or is likely to prevent the removal of any vehicle already parked on the highway;
- (15) On any highway where the travelled portion of the roadway is less than 6m wide;
- (16) Within 15m of a pedestrian crossover;
- (17) Alongside or adjacent to the tracks of any railway;
- (18) Within a loading zone;
- (19) On any lands owned by the Municipality where signs prohibiting stopping or parking have been erected;
- (20) Where appropriate signs are erected and on display at any place or location for emergency vehicles only;
- (21) Where appropriate signs are erected and on display on highways and between the limits set out respectively in Schedule "A" hereto.

21. SPECIFIC PARKING REGULATIONS:

(1) Church Services

Where appropriate signs are displayed and authorized by a By-Law of the Municipality, persons in attendance during church services and church functions are exempt from general parking regulations set out above.

(2) Restricted Parking

Subject to Subsection 21 (3) through Subsection 23(8) inclusive below, and where appropriate signs are erected and on display, no person shall park a vehicle on any highway at the side and between the limits set out respectively in Columns 1, 2, and 3 of Schedule "B" to this By-Law during the times or days set out in Column 4 of the said Schedule for a longer period of time than that set out in Column 5 of the Schedule.

(3) Maximum Parking Time Limits

No person shall permit a vehicle to remain parked or standing upon any part of any street in the Municipality for a period longer than five (5) hours.

(4) Overnight Parking on Municipal Roads

Notwithstanding any provisions of this Section, no vehicle shall remain parked or standing upon any part of any street in the Municipality between the hours of 3:00 A.M. and 5:00 A.M.

(5) Parking on One-Way Streets

Notwithstanding Section 20 (3) hereof, where Council, under this By-Law, has designated certain streets as one-way streets, vehicles parking on the left-hand side of the street shall park with the left-hand wheels of the vehicle at not more than 0.3m from the curbline or, in winter, as nearly as possible within such distance as the conditions of the highway permit.

(6) Parking in Space Controlled by Parking Meter

(i) Parking Times

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., Mondays to Fridays inclusive, and except where 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 sums as indicated in Columns 1 and 2 of Schedule "D" hereto and thereafter activates the meter.

(ii) Maximum Parking Limit on Meter

(a) No driver of a vehicle shall allow such vehicle to remain parked for a longer period 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 from its previous use without depositing a coin therein.

(b) No driver of a vehicle shall allow such vehicle to remain in a parking space for a longer period than the maximum time permitted on the parking meter.

(c) No driver of a vehicle shall park such vehicle in such a manner that it is not wholly within the 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 or meters for adjoining parking space(s).

(iii) Parking Procedures at Meter

No driver of a vehicle shall park such vehicle in a parking space unless the front and rear of such vehicle is alongside or as close as practical to the parking meter provided for such space.

(iv) Parking Meter Locations

The highways or parts of highways set out in Column 1 of Schedule "E" of this By-Law are designated as parking meter zones between the limits set out in Column 2 of the said Schedule.

- (v) **Parking Meter Rates**
The parking meter rates, as set out in Column 2 of Schedule "D" of this By-Law for the type of parking meter set out in Column 1 shall be the parking rates for on-street parking as approved by Council.
- (7) Parking of Heavy Trucks and Buses**
 - (i) No person shall park a heavy truck, or a bus, or a school bus, or allow a heavy truck, or a bus, or a school bus to stand on any highway in any residential zone within the territorial limits of the Municipality.
 - (ii) The provisions of subsection (i) of this section do not apply to prohibit the parking or standing of any heavy truck upon a highway in any residential zone while the operator thereof is actually engaged in the delivery of goods or services to any premises within such zone or to prohibit the parking or standing of any bus or school bus upon a highway in such zone while the operator thereof is actually engaged in the embarking or disembarking of passengers within that zone.
- (8) Parking in Designated Disabled Person Parking Space**
 - (i) Subject to that set forth in subsection (ii) to this section, no person or organization shall park a vehicle in a designated disabled person parking space unless a currently valid disabled person parking permit has been issued to that person, organization or to a passenger being picked up or transported in the vehicle and such permit is displayed on or in the vehicle in accordance with the requirements of the Highway Traffic Act.
 - (ii) Vehicles displaying currently valid permits, numbered plates, or other markers and devices bearing the international symbol of access for the disabled and issued by other jurisdictions are entitled to the same privileges as vehicles displaying disabled person parking permits issued by the Province of Ontario.

PART "D"

STREET DESIGNATIONS AND TRAFFIC SIGNS

22. ONE-WAY STREETS:

The highway set out in Column 1 of Schedule "C" to this By-Law, within the limit set out in Column 2 of the said Schedule, are hereby designated for one-way traffic only in the direction set out in Column 3 of the said Schedule.

23. EXEMPTION – MUNICIPAL VEHICLES PERFORMING WORK ON HIGHWAYS:

The provisions of Part "C" of this By-Law do not apply to vehicles of the Municipality where such vehicles are actually engaged in the performance of cleaning, maintenance, duty, repair, construction, snow or ice removal or other work on any highway or any vehicle under contract to the Municipality and engaged in any of the aforesaid activities.

PART "E"

PAYMENT OF PENALTIES OUT OF COURT

24. PROVISIONS FOR PENALTIES:

A specified penalty payable out of court within seven days time may be imposed for the contravention of any provision of the By-Law that constitutes a parking infraction, by the inclusion in a parking infraction notice under Part II of the Provincial Offences Act of the words and penalties set out in Schedule "F" of this By-Law.

25. METHOD OF PAYING VOLUNTARY PENALTY:

An early penalty payment out of court may be made on or before the date specified on the parking infraction notice by cheque or money order payable to the Corporation of the Township of Malahide sent by prepaid mail to an address or post office indicated on the

parking infraction notice and on such payment being made, no further proceedings will be taken.

26. DEFAULT IN PAYING VOLUNTARY PAYMENT:

If default is made in paying a penalty out of court in accordance with this part, any fine imposed under this By-Law for the contravention thereof shall be recoverable under the provision of the Provincial Offences Act, all the provisions of which shall apply.

PART "F"
GENERAL PROVISIONS

27. GENERAL PENALTY:

Except where otherwise expressly provided by this By-Law or the Highway Traffic Act, every person who:

- (a) Contravenes any provision of the By-Law; or
- (b) Is the owner of a vehicle that is parked or stopped in contravention of any provision of this By-Law;

Is guilty of an offence and on conviction is liable to a fine not exceeding Two Thousand Dollars (\$2,000) exclusive of costs.

28. ILLEGALLY PARKED VEHICLES:

Where a vehicle has been parked, stopped or left standing in contravention of this By-Law, the owner of the vehicle, notwithstanding that he was not the driver of the vehicle at the time of contravention of the By-Law, is guilty of an offence and is liable to the fine prescribed for the offence unless, at the time of the offence, the vehicle was in the possession of some person other than the owner without the owner's consent.

29. REMOVAL OF VEHICLES:

Any officer duly appointed or otherwise holding jurisdiction for enforcement of the provisions of the By-Law and/or Highway Traffic Act, upon discovery of any vehicle parked in contravention of this By-Law may cause it to be moved or taken to a place or stored in a suitable place and all costs and charges for removing, care, and storage thereof, in any, are a lien upon the vehicle, which may be enforced in the manner provided by Section 52 of the Mechanics' Lien Act or any successor legislation.

30. AUTHORITY TO ENFORCE THIS BY-LAW:

Any By-Law enforcement officer duly appointed by the Municipality and any police officer holding jurisdiction within the territory limits of the Municipality is authorized to enforce the provisions of this By-Law. In addition, any other officer appointed by the Municipality for purposes of enforcement of the non-moving violations of this By-Law is authorized to enforce such non-moving violations. For the purposes as so set forth, the said officers shall be considered Provincial Offences Officers for the purposes of enforcement of this By-Law.

31. ENFORCEMENT – PROVINCIAL OFFENCES ACT (ONTARIO):

Subject to any provisions set forth above, enforcement herein shall be pursuant to the provisions of the Provincial Offences Act (Ontario), and any conflict between the provisions of the By-Law and the said Provincial Offences Act (Ontario), save and except that relating to payment of penalties out of court, shall be resolved in favour of the said Provincial Offences Act (Ontario).

32. EXCESS COINS AND PARKING METERS:

Where a person deposits one or more coins in a parking meter in excess of that required for the parking time allowed by the meter, no change shall be remitted and no increase in parking time shall be allowed.

33. EXECUTIVE ACTS AUTHORIZED:

The Mayor and the Administrator are hereby authorized to do all things and the Mayor and the Administrator are hereby authorized to execute on behalf and under seal of the Municipality any document necessary to give effect to this By-Law.

34. HEADINGS NOT PART OF THE BY-LAW:

The headings in the body of this By-Law form no part of the By-Law but are inserted for convenience of reference only.

35. DEVIATION FROM FORMS:

Where a form of words or expressions are prescribed in any schedule to this By-Law, deviations therefrom not affecting the substance or calculated to mislead do not vitiate them.

36. CONFLICT WITH HIGHWAY TRAFFIC ACT:

In the event of conflict between the provisions of this By-Law and the Highway Traffic Act, the provisions of the Act prevail.


37. FORMER BY-LAWS REPEALED:

All other By-Laws pertaining to the regulation of traffic and parking on highways in the Municipality that are inconsistent with the terms of this By-Law be and the same are hereby repealed.

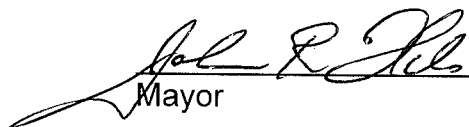
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Administrator



Mayor

SCHEDULE "A"

By-Law No.

PART "A" – DEFINITION OF ROAD ALLOWANCES

PART "B"

When properly worded signs have been erected and are on display no person shall park a vehicle on the highway or part of the highway known as:

PART "C"

The following locations are hereby designated as Crosswalk Zones of 2.0m in width:

SCHEDULE "B"

By-Law No.

RESTRICTED PARKING (NO PARKING ZONES)

Road Name	Direction	Distance	Reference Road Name	No Parking Zone Direction	Distance
VanPatter Line	East		Imperial Road (Cty # 73)	North	200 m
VanPatter Line	East		Imperial Road (Cty # 73)	South	165 m
Temperance Line	Southeast		Talbot Line (Hwy # 3)	North	440 m
Temperance Line	Southeast		Talbot Line (Hwy # 3)	South	450 m
Colin Street (Port Bruce)	South		Imperial Road (Cty # 73)	West	65 m
Colin Street (Port Bruce)	North		Imperial Road (Cty # 73)	West	100 m

SCHEDULE "C"

By-Law No.

DESIGNATED ONE-WAY STREETS

Column 1 Highway	Column 2 To/From	Column 3 Direction
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SCHEDULE "D"

PARKING METER RATES

Column 1 Maximum Time Period	Column 2 Parking Meter Rate
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SCHEDULE "E"

PARKING METER LOCATIONS

Column 1 Highway	Column 2 Side	Column 3 From To
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SCHEDULE "F"

PENALTIES – PARKING INFRACTIONS

Item	Short Form Wording	Provision Creating or Defining Offence	Early Voluntary Payment (within 7 days)	Set Fine
1)	Park on Highway – Display for Sale	9	\$20.00	\$25.00
2)	Park on or Within Sidewalk/Crosswalk/ Cross Over/Boulevard	20(1)	\$20.00	\$25.00
3)	Park Blocking Lane/Driveway/Alley	20(2)	\$20.00	\$25.00
4)	Park Within 1m of Lane/Driveway/Alley	20(2)	\$20.00	\$25.00
5)	Park More the 0.15m from Curb	20(3)	\$20.00	\$25.00
6)	Park in Winter – Right Hand Wheels of Vehicle Not as Close as Practical	20(3)	\$20.00	\$25.00
7)	Park on Roadway Side of Vehicle	20(4)	\$20.00	\$25.00
8)	Park on Left Side of Roadway where Prohibited	20(5)	\$20.00	\$25.00
9)	Parked – Obstructing Traffic	20(6)	\$20.00	\$25.00
10)	Park within 8m of Fire Hall	20(7)	\$20.00	\$25.00
11)	Park within 30m of Fire Hall	20(7)	\$20.00	\$25.00
12)	Park within 9m of Intersection	20(8)	\$20.00	\$25.00
13)	Park on Bridge/Subway	20(9)	\$20.00	\$25.00
14)	Park on Approach to Bridge/Subway	20(9)	\$20.00	\$25.00
15)	Park within 3m of Fire Hydrant	20(10)	\$20.00	\$25.00
16)	Park within 2m of Entrance to Public Building	20(11)	\$20.00	\$25.00
17)	Park within 15m of Intersection with Signal Lights	20(12)	\$20.00	\$25.00
18)	Park within 15m of Railway Crossing	20(13)	\$20.00	\$25.00
19)	Park Preventing Removal of Other Vehicle	20(14)	\$20.00	\$25.00
20)	Park on Highway – Travelled Portion Less Than 6m	20(15)	\$20.00	\$25.00
21)	Park within 15m of Pedestrian Crossover	20(16)	\$20.00	\$25.00
22)	Park Alongside Railway Tracks	20(17)	\$20.00	\$25.00
23)	Park Adjacent to Railway Tracks	20(17)	\$20.00	\$25.00
24)	Park within Loading Zone	20(18)	\$20.00	\$25.00
25)	Park in Signed Area where Prohibited	20(19)	\$20.00	\$25.00
26)	Park in Signed Area – Emergency Vehicles Only	20(20)	\$20.00	\$25.00
27)	Park in Signed Area	20(21)	\$20.00	\$25.00

Corporation of the Township of Malahide
By-law EG1

28)	Park in Signed Area – Contrary to Restrictions	21(2)	\$20.00	\$25.00
29)	Park in excess of Five Hours	21(3)	\$20.00	\$25.00
30)	Park Between 3:00a.m. and 5:00a.m.	21(4)	\$20.00	\$25.00
31)	Park Left Hand Wheels of Vehicle more than 0.3m from Curblane	21(5)	\$20.00	\$25.00
32)	Park in Winter – Left Hand Wheels of Vehicle Not as Close as Practical	21(5)	\$20.00	\$25.00
33)	Park at Meter – Fail to Deposit Monies	21(6)(i)	\$12.50	\$15.00
34)	Park at Expired Meter – Longer than Deposit Paid	21(6)(ii)(a)	\$12.50	\$15.00
35)	Park at Expired Meter – Longer than Maximum Time	21(6)(ii)(b)	\$12.50	\$15.00
36)	Park at Meter – Outside Meter Zone	21(6)(ii)(c)	\$20.00	\$25.00
37)	Park at Meter – Too Far from Meter	21(6)(iii)	\$20.00	\$25.00
38)	Park Heavy Truck/Bus/School Bus on Highway in Residential Zone	21(7)(i)	\$20.00	\$25.00
39)	Park in Designated Disabled Person Parking Space	21(8)(i)	\$40.00	\$55.00

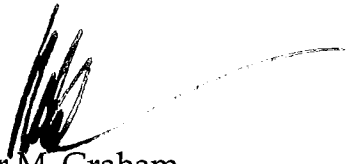
ONTARIO COURT OF JUSTICE

PROVINCIAL OFFENCES ACT

PART II

IT IS ORDERED pursuant to the provisions of the Provincial Offences Act and the rules for the Ontario Court of Justice that the amount set opposite each of the offences in the schedule of offences under the Provincial Statutes and Regulations thereunder and Municipal By-law No. 01-61 of The Township of Malahide, attached hereto is the set fine including costs, for those offences. This Order is to take effect June 16, 2003.

Dated at London this 16th day of June, 2003.



Alexander M. Graham
Regional Senior Justice
West Region

Part I - Provincial Offences Act

Page 1

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO.
01-61

TITLE:
Traffic/Parking

<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>
	Short Form Wording	Offence Creating Provision or Defining Offence	Set Fine (Includes Costs)
1.	Drive vehicle within 150 m of building on fire	10	\$105.00
2.	Drive vehicle over or across fire hose	10	\$105.00
3.	Drive vehicle past sign along highway in event of fire	10	\$105.00
4.	Drive vehicle within parade	11	\$105.00
5.	Drive vehicle within funeral procession	11	\$105.00
6.	Alter municipal sign	12	\$105.00
7.	Deface municipal sign	12	\$105.00
8.	Remove municipal sign	12	\$105.00
9.	Destroy municipal sign	12	\$105.00

NOTE: The penalty provision(s) for the offence(s) indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO.
01-61TITLE:
Traffic/Parking

<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>
	Short Form Wording	Offence Creating Provision or Defining Offence	Set Fine (Includes Costs)
10.	Alter pavement line or other mark	12	\$105.00
11.	Deface pavement line or other mark	12	\$105.00
12.	Remove pavement line or other mark	12	\$105.00
13.	Destroy pavement line or other mark	12	\$105.00
14.	Alter position of municipal sign	12	\$105.00
15.	Interfere with position of municipal sign	12	\$105.00
16.	Change position of municipal sign	12	\$105.00
17.	Deface parking meter	12	\$105.00
18.	Injure parking meter	12	\$105.00

NOTE: The penalty provision(s) for the offence(s) indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO.
01-61TITLE:
Traffic/Parking

<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>
	Short Form Wording	Offence Creating Provision or Defining Offence	Set Fine (Includes Costs)
19.	Tamper with parking meter	12	\$105.00
20.	Open parking meter	12	\$105.00
21.	Wilfully break parking meter	12	\$105.00
22.	Destroy parking meter	12	\$105.00
23.	Impair usefulness of parking meter	12	\$105.00
24.	Alter position of pavement line or other mark	12	\$105.00
25.	Interfere with position of pavement line or other mark	12	\$105.00
26.	Change position of pavement line or other mark	12	\$105.00
27.	Change position of parking meter	12	\$105.00

NOTE: The penalty provision(s) for the offence(s) indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO.
01-61TITLE:
Traffic/Parking

<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>
	Short Form Wording	Offence Creating Provision or Defining Offence	Set Fine (Includes Costs)
28.	Fail to obey meter	13	\$105.00
29.	Fail to obey sign	13	\$105.00
30.	Fail to obey signal regulating traffic	13	\$105.00
31.	Fail to obey signal directing traffic	13	\$105.00
32.	Engage in game or sports activity on roadway	14	\$105.00
33.	Go upon roadway - on roller skates	14	\$105.00
34.	Go upon roadway - on skateboard	14	\$105.00
35.	Go upon roadway - on sleigh	14	\$105.00

NOTE: The penalty provision(s) for the offence(s) indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO.
01-61TITLE:
Traffic/Parking

<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>
	Short Form Wording	Offence Creating Provision or Defining Offence	Set Fine (Includes Costs)
36.	Go upon roadway - on express wagon	14	\$105.00
37.	Go upon roadway - riding in or by means of coaster	14	\$105.00
38.	Go upon roadway - riding in or by means of toy vehicle	14	\$105.00
39.	Go upon roadway - riding in or by means of unauthorized device	14	\$105.00
40.	Use roadway - washing of vehicle	15	\$105.00
41.	Use roadway - waxing of vehicle	15	\$105.00
42.	Use roadway - repairing of vehicle	15	\$105.00
43.	Use roadway - greasing of vehicle	15	\$105.00

NOTE: The penalty provision(s) for the offence(s) indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO.
01-61TITLE:
Traffic/Parking

<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>
	Short Form Wording	Offence Creating Provision or Defining Offence	Set Fine (Includes Costs)
44.	Drive vehicle on sidewalk	16	\$105.00
45.	Drive vehicle on path	16	\$105.00
46.	Drive vehicle on boulevard	16	\$105.00
47.	Abandon vehicle on or near highway or roadway	17	\$105.00
48.	Place unauthorized device on highway	18	\$105.00
49.	Maintain unauthorized device on highway	18	\$105.00
50.	Display unauthorized device on highway	18	\$105.00

NOTE: The penalty provision(s) for the offence(s) indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.

Part II - Provincial Offences Act

Page 1

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO.
01-61

TITLE:
Traffic/Parking

<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>	<u>COLUMN 4</u>
	Short Form Wording	Provision Creating or Defining Offence	Early Voluntary Payment (within seven days)	Set Fine
1.	Park on Highway - Display for Sale	9	\$20.00	\$25.00
2.	Park on or within sidewalk	20(1)	\$20.00	\$25.00
3.	Park on or within crosswalk	20(1)	\$20.00	\$25.00
4.	Park on or within cross-over	20(1)	\$20.00	\$25.00
5.	Park on or within boulevard	20(1)	\$20.00	\$25.00
6.	Park in front of lane	20(2)	\$20.00	\$25.00
7.	Park in front of driveway	20(2)	\$20.00	\$25.00
8.	Park in front of alley	20(2)	\$20.00	\$25.00

NOTE: The penalty provision(s) for the offence(s) indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO.
01-61TITLE:
Traffic/Parking

<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>	<u>COLUMN 4</u>
	Short Form Wording	Provision Creating or Defining Offence	Early Voluntary Payment (within seven days)	Set Fine
9.	Park within 1 m of lane	20(2)	\$20.00	\$25.00
10.	Park within 1 m of driveway	20(2)	\$20.00	\$25.00
11.	Park within 1 m of alley	20(2)	\$20.00	\$25.00
12.	Park more than 0.15 m from curb	20(3)	\$20.00	\$25.00
13.	Park in winter - right hand wheels of vehicle not as close as conditions permit	20(3)	\$20.00	\$25.00
14.	Park on Roadway side of vehicle	20(4)	\$20.00	\$25.00
15.	Park on left side of Roadway where prohibited	20(5)	\$20.00	\$25.00
16.	Park - Obstructing traffic	20(6)	\$20.00	\$25.00

NOTE: The penalty provision(s) for the offence(s) indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO.
01-61TITLE:
Traffic/Parking

<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>	<u>COLUMN 4</u>
	Short Form Wording	Provision Creating or Defining Offence	Early Voluntary Payment (within seven days)	Set Fine
17.	Park within 8m of Fire Hall	20(7)	\$20.00	\$25.00
18.	Park within 30m of Fire Hall	20(7)	\$20.00	\$25.00
19.	Park within 9m of intersection	20(8)	\$20.00	\$25.00
20.	Park on bridge	20(9)	\$20.00	\$25.00
21.	Park on subway	20(9)	\$20.00	\$25.00
22.	Park on approach to bridge	20(9)	\$20.00	\$25.00
23.	Park on approach to subway	20(9)	\$20.00	\$25.00
24.	Park within 3m of fire hydrant	20(10)	\$20.00	\$25.00

NOTE: The penalty provision(s) for the offence(s) indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO.
01-61TITLE:
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<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>	<u>COLUMN 4</u>
	Short Form Wording	Provision Creating or Defining Offence	Early Voluntary Payment (within seven days)	Set Fine
25.	Park within 2m of entrance to public building	20(11)	\$20.00	\$25.00
26.	Park within 15m of intersection with signal lights	20(12)	\$20.00	\$25.00
27.	Park within 15m of railway crossing	20(13)	\$20.00	\$25.00
28.	Park preventing removal of other vehicle	20(14)	\$20.00	\$25.00
29.	Park on highway - travelled portion less than 6m wide	20(15)	\$20.00	\$25.00
30.	Park within 15m of pedestrian cross-over	20(16)	\$20.00	\$25.00
31.	Park alongside railway tracks	20(17)	\$20.00	\$25.00
32.	Park adjacent to railway tracks	20(17)	\$20.00	\$25.00

NOTE: The penalty provision(s) for the offence(s) indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO.
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Traffic/Parking

<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>	<u>COLUMN 4</u>
	Short Form Wording	Provision Creating or Defining Offence	Early Voluntary Payment (within seven days)	Set Fine
33.	Park within loading zone	20(18)	\$20.00	\$25.00
34.	Park in signed area where prohibited - municipal lands	20(19)	\$20.00	\$25.00
35.	Park in signed area - emergency vehicles only	20(20)	\$20.00	\$25.00
36.	Park in signed area	20(21)	\$20.00	\$25.00
37.	Park in signed area - contrary to restrictions	21(2)	\$20.00	\$25.00
38.	Park in excess of five hours	21(3)	\$20.00	\$25.00
39.	Park between 3:00 a.m. and 5:00 a.m.	21(4)	\$20.00	\$25.00

NOTE: The penalty provision(s) for the offence(s) indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO.
01-61TITLE:
Traffic/Parking

<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>	<u>COLUMN 4</u>
	Short Form Wording	Provision Creating or Defining Offence	Early Voluntary Payment (within seven days)	Set Fine
40.	Park Left Hand Wheels of Vehicle more than 0.3m from Curb lane	21(5)	\$20.00	\$25.00
41.	Park in Winter - Left Hand Wheels of Vehicle Not as Close as Practical	21(5)	\$20.00	\$25.00
42.	Park at meter - fail to deposit sums	21(6)(i)	\$12.50	\$15.00
43.	Park at expired meter longer than payment made	21(6)(ii)(a)	\$12.50	\$15.00
44.	Park at meter long than maximum time	21(6)(ii)(b)	\$12.50	\$15.00
45.	Park at meter - outside meter zone	21(6)(ii)(c)	\$20.00	\$25.00
46.	Fail to park as close as practical to meter	21(6)(iii)	\$20.00	\$25.00

NOTE: The penalty provision(s) for the offence(s) indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO.
01-61TITLE:
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<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>	<u>COLUMN 4</u>
	Short Form Wording	Provision Creating or Defining Offence	Early Voluntary Payment (within seven days)	Set Fine
47.	Park heavy truck on highway in residential zone	21(7)(i)	\$20.00	\$25.00
48.	Park bus on highway in residential zone	21(7)(i)	\$20.00	\$25.00
49.	Park school bus on highway in residential zone	21(7)(i)	\$20.00	\$25.00
50.	Park in designated disabled person parking space	21(8)(i)	N/A	\$300.00

NOTE: The penalty provision(s) for the offence(s) indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.