



**CORPORATION OF THE
TOWN OF MATTAWA**

**CONSOLIDATED
PARKING BY-LAW 07-17**

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**THE CORPORATION OF THE TOWN OF MATTAWA
BY-LAW 07-17**

**BEING A BY-LAW TO REGULATE AND CONTROL
THE TRAFFIC AND PARKING OF VEHICLES
WITHIN THE LIMITS OF THE TOWN OF MATTAWA**

WHEREAS Section 11 (1) of the Municipal Act, 2001, S. O. 2001, c.25 provides that the Municipality may pass a by-law to regulate traffic and parking of vehicles within the limits of the Town of Mattawa.

WHEREAS Section 101 of the *Municipal Act, 2001*, SO. 2001, C.25, as amended, provides for the removal and impoundment or restraining & immobilization of any vehicle left in contravention of the by-law;

WHEREAS the Council of the Corporation of the Town of Mattawa deems it expedient to enact legislation regulating and prohibiting the parking or leaving of motor vehicles on private property without the consent of the owner or occupant of the property;

WHEREAS the Corporation of the Town of Mattawa deems it expedient to:

- (a) Authorize the creation and designation of parking spaces on highways and/or on municipal or private property for the exclusive use of vehicles which display a permit in accordance with the requirements of the *Highway Traffic Act of Ontario* and the regulations made hereunder in this by-law; and/or,
- (b) Create special parking exemptions for the drivers and the operators of vehicles which are displaying a permit in accordance with the requirements of the Highway Traffic Act of Ontario and the regulations made hereunder in this by-law; and,
- (c) Provide for the enforcement necessary to prevent the unauthorized use of such permits, designated parking spaces and exemptions.

AND WHEREAS the Council of the Corporation of the Town of Mattawa deems it expedient to regulate and control parking of vehicles in the Town of Mattawa;

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWN OF MATTAWA FOLLOWS:

PART I – INTERPRETATIONS AND DEFINITIONS

SECTION 1 – DEFINITIONS

- a) Commercial motor vehicle means any motor vehicle having permanently attached thereto a truck or delivery body and includes ambulances, hearses, casket wagons, fire apparatus, police patrols, motor buses and tractors used for hauling purposes on the highway.
- b) Corner means the point of intersection of curbs or edges of the portion of the highway used for vehicular traffic.
- c) Gross weight means the combined weight of vehicle and load.
- d) Highway means a common and public highway, street, avenue, parkway driveway, square, place, bridge, viaduct or trestle, designated and intended for, or used by the general public for passage of vehicles.
- e) Intersection means the area embraced within the prolongation or connection of the lateral curb lines or, if none, then of the lateral boundary lines of two or more highways that join one another at an angle, whether or not one highway crosses the other.
- f) Park or parking when prohibited means the standing of a vehicle whether occupied or not, excepts when standing temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers.
- g) Law officer means the Municipal Law Enforcement Officer authorized to regulate the parking in the Town.
- h) Roadway means that part of the highway that is improved, designed or ordinarily used for vehicular traffic but does not include the shoulder and where a highway includes two or more separate roadways the term 'roadway' refers to any one roadway separately and not to all of the roadways collectively.
- i) Sidewalk means that portion of the highway between the curb lines or the lateral lines of the roadway and the adjacent property lines, intended for the use of pedestrians.
- j) Stand or standing when prohibited means the halting of a vehicle whether occupied or not, except for the purpose while actually engaged in receiving or discharging passengers.

- k) Stop means a complete cessation of movement.
- l) Stop or stopping when prohibited means any stopping of a vehicle except when necessary to avoid conflict with other traffic, or in compliance with the direction of the law officer or traffic control sign or signal.
- m) Street – see highway.
- n) Traffic includes pedestrians, ridden or herded animals, vehicles and other conveyances either singly or together while using any street for the purposes of travel.
- o) Disabled Person means any person who suffers from a permanent or temporary disability rendering it difficult or burdensome to walk and who have been issued a disabled permit by the Town of Mattawa.
- p) Permit means a permit issued to a disabled person by the Town of Mattawa.
- q) Traffic Control device means any device manually, electrically or mechanically operated for the regulation of traffic.
- r) Traffic signal means any device manually, electrically or mechanically operated for the regulation of traffic.
- s) U-turn means to turn a vehicle within a roadway so as to proceed in the opposite direction.
- t) 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 or the cars of electric or steam railways running only upon rails.
- u) Fire Route means any road, lane, driveway, alley, parking area, ramp or parcel of land, whether it is owned or occupied by the Town of Mattawa or whether it is a private roadway, that has been designated as a fire route by the placing or erection along both sides thereof of fire route signs;
- v) Fire Route Sign means a permanently installed legible sign, of minimum dimensions 25 centimetres by 40 centimetres, erected at intervals of not more than 30.5 metres along the fire route and displaying at least the following information:
 - i) the word 'fire route' and
 - ii) the symbol for 'no parking' consisting of the letter 'p' within a circle crossed by a diagonal line;

- w) Private Roadway means any private road, lane, ramp or other means of vehicular access to or egress from a building or structure and may include part of a parking lot;
- x) Designated Parking Space means a parking space designated under this by-law for the exclusive use of a vehicle displaying a permit in accordance with the requirements of the Highway Traffic Act and the regulations made thereunder and this by-law;
- y) Municipal or Private Property means an open area or portion of a structure, other than a street or highway, intended for the temporary parking of vehicles and on which there are designated parking spaces, whether their use involves the payment of a fee or otherwise;

PART II – GENERAL REGULATIONS-SPECIAL CIRCUMSTANCES

SECTION 1 – LAW OFFICER TO ENFORCE THE BY-LAW

- a) The Municipal Law Enforcement Officer and the Ontario Provincial Police shall enforce the provisions of this by-law relating only to parking, standing or stopping respectively.

SECTION 2- SCHOOL BUS LOADING ZONES

- a) No person shall park a vehicle on the side or sides of any street, contiguous to the limit of the land used for school purposes, upon which there are erected signs bearing words “No Parking- School Bus Loading Zone” and indicating the extent of the prohibited parking area, and the said signs shall bear the additional inscription “8:00 a.m. to 9:00 a.m. and 3:00 p.m. to 4:00 p.m., Monday to Friday” as designated in Schedule “A” of this by-law.
- b) School under this subsection shall mean a school under the *Ministry of Education Act*, as amended,

PART III – PARKING- GENERAL REGULATIONS

SECTION 1- NO PARKING ANYTIME

- a) When signs are erected giving notice thereof, no person shall park a vehicle at any time upon any of the street or portions of the streets as set out in Schedule “B” of this by-law.

SECTION 2- METHOD OF PARKING

- a) Parallel: No person shall park a vehicle on any street unless on the right hand side of the street, having a regard for the direction in which the vehicle had been proceeding and unless the right front and right rear wheels of runners are parallel to and distant respectively not more than 12 inches from the edge of the roadway.

SECTION 3 – PARKING PROHIBITED IN SPECIFIED PLACES

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

- a) on a sidewalk or sidewalk area;
- b) in front of a public or private driveway;
- c) within an intersection;
- d) within ten feet of a fire hydrant;
- e) on any bridge or the approaches thereto;
- f) in front of the entrance to a public park;
- g) in front of any entrance or exit of a hotel;
- h) on any street within ten feet of a street intersection;
- i) in front of the entrance to the fire hall;
- j) in front of an entrance or exit to a hospital;
- k) in front of any entrance to any place where goods or merchandise are regularly delivered or removed;
- l) overnight parking on any street during the months of January, February, March, November and December between the hours of 12:00 o'clock midnight and 8:00 o'clock a.m.
- m) in front of any entrance or exit of a theatre, auditorium, church, public hall or other buildings while large assemblages are being held in such theatre, auditorium, church, public hall or other buildings, or for a reasonable time immediately preceding and following assemblages, double parked;
- n) in a loading zone;

SECTION 4 – BUS AND TAXICAB STANDS

- a) The driver of a bus or taxicab shall not stand or park upon any street in any business district at any place other than a bus stop or a taxi-cab stand respectively except that this provision shall not prevent the driver of any 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.
- b) No person shall stop, stand or park a vehicle other than a bus in a bus stop, or other than a taxicab in a taxicab stand when any such stop or stand has been officially designated and appropriately signed, except that the driver of a

passenger vehicle may temporarily stop therein for the purpose of and while actually engaged in loading or unloading passengers when such stopping does not interfere with any bus or taxicab waiting to enter or about to enter such zone.

SECTION 5 –FIFTEEN MINTUTE PARKING ZONES

- a) When signs are erected indicating “Fifteen (15) Minute Parking”, no person shall park a vehicle for a longer period than designated by such signs as set out in **Schedule “E”** of this by-law.

SECTION 6- ONE HOUR PARKING ZONES

- a) Where signs are erected indicating “One Hour Parking”, no person shall park a vehicle for a longer period than designated by such signs as set out in **Schedule “E”** of this by-law.

SECTION 7– ANGLE PARKING PERMITTED ON SPECIFIED STREETS

- a) Where angle parking is permitted, 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 end of the vehicle is nearest to the edge of the roadway.
- b) Angle parking is authorized on the streets or portions of street as described in **Schedule “C”**.

SECTION 8– U-TURNS PROHIBITED

When properly worded signs are erected and are on display, no driver or operator of a vehicle shall perform a U-Turn on the following streets or parts of streets, within the Town of Mattawa.

- a) Main Street
- b) Brydges Street

SECTION 9 – OBSTRUCTING TRAFFIC OR SNOW REMOVAL

- a) No person shall park or stand a vehicle on any street under the jurisdiction of the Town of Mattawa in such a manner as to interfere with the movement of traffic or the clearing of snow from such streets.
- b) Any vehicle so parked or abandoned will be removed at the owner’s expense; and
- c) That neither the municipality nor any of its contractors shall be liable for damages caused to unlawfully parked vehicles by winter control equipment; and

- d) That neither the municipality nor any of the contractors shall be liable for damages in the removal of said unlawfully parked vehicles.

SECTION 10 – FIRE ROUTES

- a) No person shall park vehicle or leave a vehicle in a fire route where such route has been identified by the erection of fire route signs, as described in **Schedule “D”** attached and forming part of this by-law.
- b) This by-law does hereby empower the Corporation of the Town of Mattawa, its employees, officers, servants and/or agents to remove and impound any vehicle or vehicles parked or left along the above defined fire route at the sole expense of the owner or owners thereof.
- c) No person shall remove, deface, injure, tamper with or damage in any way a fire route sign.
- d) The By-law Enforcement Officer, upon discovery of any vehicle parked or standing in contravention of any of the provisions of this By-law, may cause it to be moved or taken to and placed or stored in a suitable place and all costs and charges for removing, care and storage thereof, if any, shall be payable by the owner of the vehicle and shall constitute a lien upon the vehicle.
- e) The driver or operator of a vehicle, not being the owner, is liable to any penalty provided under the By-law, and the owner of a vehicle is also liable to such a penalty unless at the time the offence was committed the vehicle was in the possession of a person other than the owner without the owner’s consent.

SECTION 11 – PARKING ON PRIVATE PROPERTY

- a) No person shall cause a vehicle to be parked or left on private property without the express permission of the owner or occupant of the property.

PART 1V- OPERATION OF VEHICLES

SECTION 1- FUNERAL AND OTHER PROCESSIONS

- a) No person shall intersect a funeral or other properly authorized procession while it is in motion except under the direction of a police officer or law officer.
- b) The driver of a vehicle in a funeral or other procession shall drive as near to the right hand edge of the roadway as practicable and follow the vehicle ahead as close as is practicable and safe.

SECTION 2 – GENERAL/PARKING TICKETS

Where a vehicle is found parked or left in contravention of any of the provisions of this By-law, the By-law Enforcement Officer so finding the vehicle shall attach to it a parking ticket in the form of a serially numbered notice stating:

- a) The licence number of the vehicle;
- b) That the vehicle is unlawfully parked and minimum fine therefore;
- c) The date, time and place of the alleged offence;
- d) That the owner or operator of the said vehicle may either attend at the office of the Administrator/Clerk/Treasurer within 5 days, exclusive of Saturdays, Sundays and holidays after the day when the ticket was attached, to make a voluntary payment of the penalty;
- e) That upon failure of such owner or operator to make the necessary payment within the five day period as hereinbefore specified, exclusive of Saturdays, Sundays and holidays, the said owner or operator shall become liable to prosecution as provided for in this by-law under the Provincial Offences Act.

The Parking ticket shall be prepared in triplicate and the Municipal Law Enforcement Officer shall attach a copy to the vehicle and deliver the other copies to the Administrator/Clerk/Treasurer.

PART V- PARKING FOR DISABLED PERSONS

SECTION 1 – PROVINCIALY APPROVED ACCESSIBLE PARKING

- a) The Province of Ontario is authorized to issue accessibility parking permits for persons with disabilities.
- b) The permit shall be affixed to the sun visor of the driver's side of the motor vehicle so that it is readily visible from the outside of the vehicle when the visor is turned down.
- c) A number plate issued under the Highway Traffic Act that bears the symbol for the disabled shall be deemed to be a permit issued for the purpose of this by-law.

SECTION 2 – PARKING SPACE REGULATIONS

- a) A designated parking space shall be distinctly indicated in accordance with the requirements of the Highway Traffic Act and the regulations made thereunder.

- b) A designated parking space on municipal or private property shall have a width of not less than 4.4 metres.
- c) Designated parking spaces on streets and highways, municipal or private property are described in Schedule "G".

PART VI – PENALTIES AND OFFENCES

SECTION 1 – PENALTIES

- a) Any fine imposed or offence created by this by-law is subject to the provisions of the Provincial Offences Act, as amended.

SECTION 2 – OFFENCES

- a) Every person who contravenes any of the provisions of this by-law is guilty of an offence and on conviction is liable to the fine or penalties set opposite such provision in the tables of fines set out in Schedule "H" of this by-law.

PART VII – BY-LAWS IN FORCE

SECTION 1 – BY-LAWS REPEALED

That By-law Number 89-2 and all subsequent amendments thereto and they are hereby repealed.

SECTION 2 – IN FORCE

This by-law shall come into force and take effect upon the date of the final passing thereof.

READ, PASSED AND ADOPTED this 11th day of June 2007.



Mayor



Clerk

SCHEDULE "A" TO BY-LAW 07-17

SCHOOL BUS LOADING ZONES (Part II, Section 2)

Between Third Street and Fourth Street along the South East side of Brydges Street between the hours of 8:00 a.m. to 9:00 a.m. and 3:00 p.m. to 4:00 p.m. Monday to Friday as illustrated in Appendix "1".

