

THE CORPORATION OF THE VILLAGE OF IROQUOIS

By-law No. 4-95

FOR REGULATION OF TRAFFIC

The Council of the Corporation of the Village of Iroquois enacts as follows:

PART I - DEFINITIONS

For the purpose of this by-law:

- (a) **Commercial Motor Vehicle** means a 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 highways;
- (b) **Corner** means that point of intersection of curbs or edges of the portion of the highway used for vehicular traffic;
- (c) **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;
- (d) **Highway** includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, designed or intended for, or used by, the general public for the 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 which join one another at an angle, whether or not one crosses the other;
- (f) **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;
- (g) **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;
- (h) **Sidewalk** means that portion of a street between the curb lines or the lateral lines of a roadway and the adjacent property lines intended for the use of pedestrians;
- (i) **Stand or Standing when prohibited**, means the halting of a vehicle, whether occupied or not, except for the purpose of and while actually engaged in receiving or discharging passengers;

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- (j) **Street** (see Highway)
- (k) **Traffic** includes pedestrians, ridden or herded animals, vehicles and other conveyances either singly or together while using any street for the purpose of travel;
- (l) **Traffic Control Device** means any signs, or roadway, curb or sidewalk markings, or other device erected or placed under the authority of the Municipal Council for the purpose of guiding or directing traffic;
- (m) **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.

PART II - OBEDIENCE TO TRAFFIC REGULATIONS

- 1. **Enforcement** - This by-law shall be enforced by the By-law Enforcement Officer who is authorized by by-law to enforce the same.
- 2. **Obedience to Traffic Signs and Signals** - Every person shall promptly obey all signals given by a traffic control device.

PART III - PARKING

- 3. **Method of Parking**
 - 1. Except as provided in sub-section (2) hereof, no person shall park a vehicle on any street unless on the right hand side of the street, having regard for the direction in which the vehicle has been proceeding and unless the right front and right rear wheels or runners of the vehicle are parallel to and distant respectively not more than .3 metres from the edge of the roadway.
 - 2. On the roadway surrounding the Shopping Centre, no person shall park a vehicle except on that portion of the roadway which is designated by signs and white or yellow markings on the pavement as the designated places of the parking of vehicles.
 - 3. For purposes of clarifying the preceding paragraph the roadway surrounding the Shopping Centre consists of the entire paved portion of the parking lot surrounding the Shopping Centre.
- 4. **Parking Prohibited**
 - 1. **In Specified Places**

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

 - (a) On a sidewalk.
 - (b) In front of a public or private driveway.
 - (c) Within an intersection.
 - (d) Within 3 metres of a fire hydrant.
 - (e) On a crosswalk.

- (f) Within 6 metres of a crosstalk at an intersection.
 - (g) On any bridge or overpass or the approaches thereto.
 - (h) On any street in such a manner as to obstruct traffic.
 - (i) In front of the entrance to a theatre, auditorium or other building while large assemblages are being held in such theatre, auditorium or other building, or for a reasonable time immediately preceding and following such assemblages.
 - (j) In any area that has been clearly marked by a traffic control device, as a no parking area.
2. No person shall park a motor vehicle on any street in the Village of Iroquois between the hours of 12 o'clock midnight and seven o'clock of the following morning during the winter months of November, December, January, February and March.
3. Owners of all motor vehicles are to remove such motor vehicles, from the street at any time when snow ploughing or snow removal operations are being carried out in the Village of Iroquois.
4. In the event any motor vehicle is parked on the streets in the Village of Iroquois during the hours prohibited in the subparagraph 2 above or during snow removal referred to in subparagraph 3, the By-law Enforcement Officer may cause such vehicle to be moved, or direct such vehicle to be moved to a suitable place and all costs and charges in connection therewith may be charged to the owner or driver of the said vehicle.
5. **Commercial Motor Vehicles**
- When properly worded signs have been erected and are on display no commercial motor vehicle having a trailer attached, or being composed of a tractor-trailer combination, whether attended or not, shall be parked or left standing on any street or highway other than for the purpose of loading or unloading cargo and then only for such period as is reasonably necessary to load or unload the said cargo; and while so engaged the said vehicle need not be parked in the manner required by 3(1) of this By-law.
6. **Funeral and Other Processions**
1. No person shall intersect a funeral or other properly authorized procession while it is in motion except under the direction of a police officer.
2. 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.
7. No person shall drive or ride a bicycle, moped or motorcycle upon any sidewalk.

PART IV - PENALTIES

8. 1. Any person violating any of the provisions of this By-law shall be subject to a penalty of not more than \$25.00 for the first offence, and not more than \$75.00 for every subsequent offence, exclusive of costs, and all such penalties shall be recoverable under The Provincial Offenses Act.

2. **The word "subsequent" as used in sub-section 1 of this section shall relate only to offenses committed in the same calendar year as the first offence.**
3. **Whenever a By-law Enforcement Officer shall find a vehicle upon a highway parked or left standing in violation of any of the provisions of this By-law, he may:**
 - (a) **Move such vehicle; or**
 - (b) **Require the driver or operator or other person in charge of such vehicle to remove the same; or**
 - (c) **He may cause such vehicle to be removed from such highway, and in this event the owner and driver of such vehicle shall be liable in addition to all other penalties, for the cost of such removal and the storage charges, if any, on such vehicle until such owner or driver retakes possession of such vehicle.**
4. (a) **Pursuant to Section 210, Paragraph 117 (a) of the Municipal Act RSO 1980, Chapter 302, which provides for voluntary payment of fines where it is alleged that the parking, standing or stopping provisions of this by-law have been contravened, the By-law Enforcement Officer so finding this vehicle shall attach to the vehicle a parking ticket in the form of a serially numbered notice stating:**
 - (i) **The license number and a concise description of the vehicle.**
 - (ii) **That the vehicle is unlawfully parked.**
 - (iii) **The date, time and place of the alleged offence.**
 - (iv) **That the owner or operator thereof may report to the office of The Municipal Clerk within seven (7) days, exclusive of Saturdays, Sundays and holidays, after the date when the ticket is issued to make a voluntary payment of the penalty; and**
 - (v) **That in the event of failure to so report and make such payment a summons will be issued under the Provincial Offenses Act.**
- (b) **The parking ticket shall be prepared in triplicate and the By-law Enforcement Officer shall attach one copy to the vehicle and deliver the other copies to the Municipal Clerk.**
- (c) **The owner or operator of the vehicle may within seven (7) days, exclusive of Saturdays, Sundays and holidays, after the day when the ticket is attached to the vehicle report to the office of The Municipal Clerk and pay The Municipal Clerk or any person designated by him to receive such payment the sum of Ten (\$10.00) Dollars which shall be accepted as the payment of a penalty in full satisfaction in respect to the alleged offence, and a receipt therefor shall be given to the person making the payment.**
- (d) **If a voluntary payment is not made in accordance with the procedure provided in this section, the procedure of The Provincial Offenses Act and the penalties provided for in this By-law shall apply.**

PART V

That By-law Numbers 16-81, 21-81, 11-82 and 13-93, be and the same are hereby repealed.

Read a First and Second time this 14th day of February, 1995.

Reeve

Clerk

Read a Third time, PASSED, SIGNED and SEALED this 14th day of February, 1995.

Reeve

Clerk