

**THE CORPORATION OF THE TOWNSHIP OF SCHREIBER
BYLAW 49-2020**

**BEING A BYLAW TO REGULATE TRAFFIC AND PARKING
IN THE TOWNSHIP OF SCHREIBER**

WHEREAS, Section 11 of the Municipal Act, 2001, S.O. 2001, c. 25, gives The Corporation of the Township of Schreiber the power to pass Bylaws respecting its highways, including parking and traffic on highways;

AND WHEREAS Section 11(3)(8) of the Municipal Act, 2001, S.O. 2001, c. 25, gives The Corporation of the Township of Schreiber the power to pass Bylaws respecting parking, except on highways;

NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF SCHREIBER ENACTS AS FOLLOWS:

1. SHORT TITLE

That this Bylaw may be cited as the "Traffic and Parking Bylaw".

2. SCOPE OF THIS BYLAW

All provisions of this Bylaw are applicable to highways or parts of highways under the jurisdiction of the Township.

3. DEFINITIONS

Except where terms are defined below, the definitions contained within the *Highway Traffic Act*, R.S.O. 1990, c. H.8, as amended from time to time, or any successor thereof, shall apply in the interpretation of this Bylaw. For purposes of this Bylaw:

- a) "bus" means a motor vehicle designed for carrying ten (10) or more passengers and used for transportation purposes;
- b) "Municipal law enforcement officer" means a Municipal Law Enforcement Officer of the Corporation of the Township of Schreiber;
- c) "chauffeur" means a person who operates a motor vehicle and receives compensation;
- d) "commercial motor vehicle" means a motor vehicle that is registered as a commercial vehicle having a minimum gross vehicle weight of 3,500 kilograms;
- e) "corner" means the point of intersection of curbs or edges of the portion of the highway used for vehicular traffic;
- f) "crosswalk" means that part of a highway at an intersection which is included within the connection of the lateral lines of the sidewalk on opposite sides of the highway measured from the curbs, or in the absence of 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 by lines or other markings on the surface;
- g) "driver" means a person who drives a motor vehicle on a highway;

- h) "gross vehicle weight" means the combined weight of a vehicle and load;
- i) "highway or street" means a public highway or public road under the jurisdiction of either the Corporation of the Township of Schreiber or the Province of Ontario, and includes any highway as defined in The Municipal Act, but does not include a lane or private right-of-way;
- j) "intersection" means that area embraced within the prolongation or connection of the lateral curb lines, or if none, then of the lateral boundary lines of two (2) or more highways which join one another any angle whether or not one crosses the other;
- k) "individual parking space" means a portion of the surface of the street of sufficient length and depth to accommodate a vehicle, as may be designated by signs or markings;
- l) "lane" means any passageway or right-of-way shown on a registered plan other than a street;
- m) "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;
- n) "pedestrian" means a person afoot and includes persons with disabilities and children in wheeled carriages;
- o) "person" shall mean and include every person, firm, co-partnership, association and corporation;
- p) "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 (2) or more separate roadways, the term roadway refers to any one (1) roadway separately and not to all of the roadways collectively;
- q) "stand or standing" when prohibited means any stopping of a vehicle except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or traffic control signal;
- r) "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;
- s) "stop" means the complete cessation of movement;
- t) "stop or stopping when prohibited" means any stopping of a vehicle except where necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or traffic control signal;
- u) "signs, signals and markings" shall mean and include every sign, light, signal or device, not inconsistent with this by-law or the Highway Traffic Act, placed or erected by the authority of the Council or Works Superintendent or the Municipal Law Enforcement Officer of the Township;
- v) "stop when required" means a complete cessation of movement;
- w) "street or highway" means a public highway or public road under the jurisdiction of either the Corporation of the Township of Schreiber or the Province of Ontario, and includes any highway as defined in The Municipal Act, but does not include a lane or private right-of-way;
- x) "Township" means the Corporation of the Township of Schreiber;
- y) "traffic" includes pedestrians, ridden or herded animals, vehicles, and other conveyances, either singly, or together while using any street for the purposes of travel;
- z) "traffic control device" means any sign or roadway curb or sidewalk marking, or other device erected or placed under the authority of the Council of the

Corporation of the Township of Schreiber, for the purpose of guiding or directing traffic;

- aa) "traffic signal" means any device manually, electrically, or mechanically operated for the regulation of traffic;
- bb) "U-turn" means to turn a vehicle within the roadway so as to proceed in the opposite direction;
- cc) "unlicensed vehicle" means a means vehicle that does not have a number plate displayed or does not have current validation of a vehicle permit affixed to the number plate, in the manner prescribed in the *Highway Traffic Act*;
- dd) "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 an off-road vehicle.

4. HIGHWAY TRAFFIC ACT

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 any amendments thereto. The definitions contained within the Highway Traffic Act shall apply in the interpretation of this Bylaw except where inconsistent or defined herein, in which case the definition under this Bylaw shall apply.

5. AUTHORITY TO INSTALL SIGNS

- a) The Director or designate is hereby authorized to place, erect and maintain or cause to be placed, erected and maintained such traffic control devices and traffic control signs that are required to give effect to the provisions of this Bylaw and/or which are authorized by the Schedules to this Bylaw.
- b) The Director or designate, notwithstanding the other provisions of this Bylaw, is further authorized for the duration of the situation to place, erect or maintain such traffic control devices, including signs, and traffic control signals that are not authorized by this Bylaw but are required for safety, construction and/or emergency reasons.
- c) Unless otherwise permitted, no person shall place, maintain or display upon any highway any sign, signal, marking or device which purports to be or is an imitation of or resembles any traffic control device or traffic control signal, without prior approval of the Director, Transportation Services or designate.

6. AUTHORITY TO ENFORCE

A police officer may enforce all provisions of this Bylaw. A municipal law enforcement officer may enforce all provisions of this Bylaw except those pertaining to a moving vehicle.

7. OPERATION OF VEHICLES

- a) No driver of a vehicle shall make a U-turn upon any street unless it can be made safely and without interfering with other traffic. No U-turn will be allowed on portions of streets as listed on Schedule A to this Bylaw.
- b) When properly worded signs to that effect have been erected and are properly on display, no person operating a vehicle in the direction hereinafter named, shall turn such vehicle to the left at the following intersection:

<u>Intersection</u>	<u>Direction</u>
Drummond Street, Main Street and Walker Lake Road	South

- c) No person shall intersect or interfere with a funeral or other procession, while it is in motion, except under the direction of a Municipal Law Enforcement Officer or police officer.
- d) The driver of a vehicle in a funeral or other procession shall drive as near to the right-hand edge of the roadway as is practical and safe.
- e) The driver of a vehicle shall not drive upon any sidewalk, or on a curb or improved boulevard except at a permanent or temporary driveway, as authorized by the Township.
- f) No person shall park any vehicle on a highway for the purpose of advertising, or use a loudspeaker on or from any vehicle on the highway unless authorized by the Township.

8. OBJECTS ON A ROADWAY

Unless otherwise authorized, no person shall place or store any object or accumulation of material, including snow or ice, upon a roadway.

9. LOADING ZONES

- a) Loading zones are hereby authorized for the sole purpose of loading or unloading merchandise from clearly marked vehicles between the hours of 8 AM and 8 PM daily, except Sundays and statutory holidays, in such places as described in Schedule B to this Bylaw.
- b) School bus loading zones are hereby authorized for the sole purpose of loading and unloading school children from clearly marked school buses between the hours of 8 AM and 8 PM daily, except Sundays and statutory holidays, in such places as described on Schedule C to this Bylaw.

10. PARALLEL PARKING

- a) No person shall park a vehicle on a highway except on the right-hand side of the highway having regard for the direction which the vehicle was proceeding and unless:

- i) where there are curbs at the edge of the roadway the right front and right rear tires of runners of the vehicle are parallel to and distanced respectively not more than 15 centimetres (6 inches) from the curb;
- ii) where there are no curbs and there are paved shoulders, the right front and right rear tires or runners of the vehicle are parallel to the outer edge of the paved shoulder and the vehicle shall be entirely removed from the travelled portion of the roadway; or
- iii) where there are no curbs or paved shoulders and where there are gravel shoulders, the left front and left rear tires or runners of the vehicle are parallel to the travelled portion of the roadway and the vehicle shall be entirely removed from the travelled portion of the roadway, provided that this section shall not apply where angle parking is specifically authorized in this Bylaw.

11. ANGLE PARKING

Where angle parking is permitted, no person shall park a vehicle except at an angle of ninety degrees to the edge of the roadway and so that the front end or rear of the vehicle is nearest to the edge of the roadway and/or the bumper or rear of any vehicle so parked shall not extend or project over a sidewalk. When properly worded signs have been erected and are on display, no person shall park a vehicle on the street or part of a street, more particularly set forth in Schedule C attached hereto, except as closely as is practicable to the angle, with reference to the edge of the roadway specified, in the said Schedule.

12. PARKING PROHIBITED

- a) No person shall park a vehicle:
 - i) on a sidewalk;
 - ii) in front of a public or private driveway or municipal lane;
 - iii) within an intersection;
 - iv) within 3 meters of a fire hydrant;
 - v) on a crosswalk;
 - vi) within 8 meters of the intersection of the street lines or the streets forming an intersection;
 - vii) on any street in such a manner as to obstruct traffic;
 - viii) in such a manner as to prevent the convenient removal of any other vehicle previously parked or standing;
 - ix) in any lane, except while loading or unloading merchandise;
 - x) in front of the entrance to any hotel, hospital or the entrance to any theatre, church, auditorium or school where large assemblages are being held in such theatre, church, auditorium or school;
 - xi) on any highway longer than 72 hours;
 - xii) in specified places, where signs are on display, no person shall park a vehicle at any time, upon any highway or portion of a highway, except as set forth in Schedule D to this Bylaw;
 - xiii) in specified places, where signs are on display, no person shall park a vehicle at any time, upon any highway or portion of a highway, as set forth in Schedule E to this Bylaw.

- b) No person shall park or stop a vehicle on a highway in such a manner as to interfere with the movement of traffic or the clearing of snow from the highway.
- c) No person shall park an unhitched trailer on any highway, street or lane for more than seventy-two (72) consecutive hours.
- d) No person shall park or stop a vehicle, without authorization, on private property, as set forth in Schedule F to this Bylaw.
- e) No person shall park a bus on a highway.
- f) No person shall park a commercial vehicle on a highway except when actively engaged in loading or unloading.
- g) No person shall park an unlicensed vehicle, or a vehicle leaking fluids on a highway.
- h) No person shall park a vehicle in a loading zone.
- i) No person shall park or stop a vehicle in a school bus loading zone.

13. SNOW REMOVAL

No person shall park a vehicle on any highway in the Township between the hours of 2 AM and 7 AM from the 15th day of November in each year to the 15th day of April in each year, inclusive.

14. TEMPORARY RESTRICTIONS ON PARKING AND STOPPING

When properly worded signs have been placed on display indicating parking restrictions in order to facilitate snow removal, street cleaning, street maintenance or repairs, or to prevent the obstruction of parade routes, or in order to facilitate the control of an emergency or hazard to the users of the street, no person shall park or stop a vehicle on the street in a manner contrary to the directions on such signs.

15. UNLAWFUL PARKING

No person shall park or stand a vehicle upon any highway for the purposes of:

- a) displaying it for sale; or
- b) washing or repairing such vehicle except where repairs are necessitated by an emergency and carried out immediately.

16. TAXI CABS

- (a) Subject to the provisions of this Section, no owner or operator of a taxi shall park their vehicle on a street except for a reasonable time while picking up or delivering a passenger.

- (b) Upon application being made to the Township, Council may establish a taxi stand on the street for one (1) vehicle only for each licensed taxi owner, provided that such stand shall only be established on a street in front of the places of business of such owner and shall be designated by proper signs.
- (c) For the purpose of the Section, a group of licensed owners operating under one (1) name shall be considered as one (1) licensed taxi owner.
- (d) A taxi while parked on or at a taxi stand shall, at all times, be in the personal charge of a licensed taxi driver.
- (e) All operators of taxicabs shall permit the passenger to leave from the curbside of the vehicle only and shall take every precaution to see that all passengers are clear of the taxicab before driving away.
- (f) No person shall stop, stand or park a vehicle other than a taxi-cab in a taxi stand when such stand has been officially designated and appropriately signed, except that a 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 taxi-cab waiting to enter or leave, or about to enter or leave such taxi stand.

17. PENALTIES

Any person who contravenes any of the provisions of this Bylaw, except a Designated Provision, is guilty of an offence and upon conviction is liable to a penalty as provided for in the *Provincial Offences Act*, R.S.O. 1990, c P. 33, as amended from time to time, or any successor thereof.

18. AUTHORITY TO TOW VEHICLES

- a) In addition to any other penalties provided for in this Bylaw, a police officer or a municipal law enforcement officer employed by the Township, may, where a vehicle is parked or stopped in contravention of any portion of Parts IV, V or VI of this Bylaw, cause it to be moved or taken to and place or stored in a suitable place.
- a) All costs and charges incurred for removing, caring for and storing a vehicle pursuant to subsection a) of this section, shall be a lien upon the vehicle, which lien may be enforced in the manner provided for the Repair and Storage Liens Act, R.S.O. 1990, Chapter R. 25, as amended.

19. EXEMPTIONS

A police officer or municipal law enforcement officer actively engaged in enforcing the provisions of this or other municipal Bylaws, or laws is exempt from such provisions of this Bylaw as reasonably necessary for the performance of such enforcement.

20. VEHICLE OWNER RESPONSIBLE

Where a vehicle has been left parked, stopped or standing in contravention of this Bylaw, the owner of the vehicle is guilty of an offence, even though the owner was not the driver of the vehicle at the time of the contravention of the Bylaw, and is liable to the applicable fine unless, at the time of the offence, the vehicle was in the possession of another person without the owner's consent.

21. CONFLICT

In the event of any conflict between this Bylaw and any other Bylaw of the Township, the more restrictive shall prevail unless the context requires otherwise.

22. VALIDITY

Should any Section, Clause or provision of this Bylaw be declared invalid by a court of competent jurisdiction, the same shall not affect the validity of the Bylaw as a whole or any part thereof, other than the part which was declared to be invalid.

23. BYLAW REPEALED

Bylaw 88-26, as amended, as well as all Bylaws amending the same, are hereby repealed as of the effective date set out in section 24 of this Bylaw.

24. EFFECTIVE DATE

This Bylaw takes effect on the date of passing.

READ A FIRST AND SECOND TIME this 15th day of December, 2020.

READ A THIRD TIME AND FINALLY PASSED this 15th day of December, 2020.

(seal)

Mayor

Clerk

SCHEDULE A
U-TURNS PROHIBITED ON SPECIFIC STREETS

Street	FROM	TO
Scotia Street	Westerly corner of Superior Street and Scotia Street	A point 60 meters westerly thereof
Subway Street	A point 71 meters south of Scotia Street	A point 80 meters south of Scotia Street
Alberta Street	Easterly corner of Alberta Street and Winnipeg Street	Westerly corner of Alberta Street and Erie Street

SCHEDULE B
LOADING ZONES

Column 1	Column 2 Side-Between	Column 3 Times
Manitoba Street	On the north side, westerly 28 meters from Winnipeg Street	8 AM to 8 PM
Columbia Street	On the north side easterly 30 meters from Winnipeg Street	8 AM to 8 PM

SCHEDULE C
SCHOOL BUS LOADING AND UNLOADING ZONES

Column 1	Column 2 Side-Between	Column 3 Times
Ontario Street	North side – Commencing at a Point 33 meters west of Winnipeg Street, to a point of 33 meters west of the point of commencement.	8 AM to 8 PM
Alberta Street	South side – Commencing at a point 30 meters east of Winnipeg Street, to a point 23 meters east of the point of commencement	8 AM to 8 PM

SCHEDULE D
ANGLE PARKING

Street	Location	Angle
Scotia Street	On the south side between 61 meters and 91 meters west of Subway Street	90 degrees
Alberta Street	On the south side between 152.5 meters and 214 meters east of the corner of Alberta Street at Winnipeg Street	90 degrees
Hillview Street	On the west side, between the corner of Hillview Street at Park Street and the corner of Hillview Street at Alberta Street	90 degrees
Park Street	On the north side, between the corner of Park Street and Hillview Street and a point 125 meters west of the corner of Park Street and Hillview Street	90 degrees
Brunswick Street	On the north side, between a point 22 meters west of the west corner of the Station, to a point 40 meters east of the east corner of the Station	90 degrees
Subway Street	On the west side, between 8 meters and 22 meters south of the corner of Subway Street and Scotia Street	90 degrees

SCHEDULE E
PARKING RESTRICTIONS ON SPECIFIED STREETS

Street	From	To	Side	Period
Alberta Street	152.5 meters east of Winnipeg Street	214 meters east of Winnipeg Street	South	At all times
Brunswick Street	22 meters west of the west corner of the CPR Station	40 meters east of the east corner of the CPR Station	North	No longer than 30 minutes. Angle parking only
Drummond Street	Winnipeg Street	Highway 17	South	At all times
Hill Street	Galena Street	End	East	At all times
Hill Street	Galena Street	End	West	At all times
Main Street	Scotia Street	Drummond Street	East	At all times
Main Street	Scotia Street	Drummond Street	West	At all times
Ontario Street	Corner of Ontario Street and Winnipeg Street	26 meters west of corner of Ontario Street and Winnipeg Street	South	7 AM to 5 Pm, Monday to Friday
Scotia Street	15 meters east of northeast corner at Superior Street	45 meters east of northeast corner at Superior Street	North	No longer than 30 minutes and only between signs
Scotia Street	48 meters west of northwest corner at Winnipeg Street	54 meters west of northwest corner at Winnipeg Street	North	No longer than 15 minutes and only between signs
Scotia Street	Northwest corner at Winnipeg Street	9 meters westerly	North	At all times

Street	FROM	TO	SIDE	PERIOD
Scotia Street	Southeast corner at Subway Street	14 meters easterly	South	At all times
Scotia Street	Southeast corner at Superior Street	45 meters westerly	South	At all times
Scotia Street	Southwest corner at Subway Street	23 meters west of Subway Street	South	At all times
Subway Street	Scotia Street	23 meters south of Scotia Street	East	At all times
Subway Street	Scotia Street	23 meters south of Scotia Street	West	At all times
Subway Street	71 meters south of Scotia Street	79 meters south of Scotia Street	West	At all times
Winnipeg Street	Drummond Street	15 meters south of Drummond Street	East	At all times
Winnipeg Street	Northwest corner at Ontario Street	28 meters northerly	West	8 AM to 4 PM, Monday to Friday
Winnipeg Street	Southeast corner at Scotia Street	18 meters north of southeast corner at Scotia Street	East	No longer than 30 minutes
Winnipeg Street	18 meters north of southwest corner of Scotia Street	50 meters north of southeast corner at Scotia Street	East	At all times
Winnipeg Street	Manitoba Street	Lane between Manitoba and Ontario Streets	West	At all times
Winnipeg Street	Northeast corner at Scotia Street	14 meters north of Scotia Street	West	At all times
Winnipeg Street	Quebec Street	Lane between Ontario and Quebec Street	East	At all times

Street	FROM	TO	SIDE	PERIOD
Winnipeg Street	Corner of Ontario Street and Winnipeg Street	29 meters west of the corner of Ontario Street and Winnipeg Street	West	At all times
Winnipeg Street	Park Street	Alberta Street	East	At all times
Winnipeg Street	Southeast corner at Park Street	30 meters south of the centre line intersection at Park Street	East	At all times
Park Street	Northeast corner at Winnipeg Street	30 meters east of the centre line intersection at Winnipeg Street	North	At all times
Park Street	Southeast corner at Winnipeg Street	30 meters east of the centre line intersection at Winnipeg Street	South	At all times

SCHEDULE F

PARKING RESTRICTIONS ON PRIVATE PROPERTY

LOCATION	DESCRIPTION	PERIOD
413 Scotia Street Private Parking Spaces	On the east side of the Medical Center Lot, from the south limit of Scotia Street, a distance of 8 meters southerly, in width, from the west line of Subway Street to the Medical Center building, a distance of 2 meters	At all times