

**THE CORPORATION OF THE TOWNSHIP OF MACDONALD, MEREDITH &  
ABERDEEN ADDITIONAL**

**BY-LAW #23-2174**

**BEING A BY-LAW TO REGULATE TRAFFIC AND PARKING IN THE TOWNSHIP OF  
MACDONALD, MEREDITH & ABERDEEN ADDITIONAL.**

**WHEREAS** Section 11 (3) 1. of the Municipal Act 2001 S.O. 2001 c. 25, provides authority for a municipality to pass By-laws respecting highways including parking and traffic on highways;

**AND WHEREAS** Section 100-102 of the Municipal Act provides authority for a municipality to regulate parking on land not owned or occupied by the municipality;

**AND WHEREAS** the Municipal Corporation of the Township of Macdonald, Meredith & Aberdeen Additional deems it desirable to enact a By-law to regulate traffic and parking in the Township of Macdonald, Meredith & Aberdeen Additional;

**NOW THEREFORE** the Council of the Township of Macdonald, Meredith & Aberdeen Additional enacts as follows:

**DEFINITIONS:**

**“Authorized Emergency Vehicle”** includes fire department vehicles, police vehicles, ambulances, and any other emergency vehicles of federal, provincial, or municipal departments or of public or private facilities;

**“Authorized Sign”** means any sign or traffic control device placed or erected on a highway under the authority of this By-law for the purpose of regulating, warning or guiding traffic and includes official signs;

**“By-Law Enforcement Officer”** means a Person appointed by By-law by the Council of the Township of Macdonald, Meredith & Aberdeen Additional to enforce the By-laws;

**“Commercial Motor Vehicle”** means a motor vehicle having permanently attached thereto a truck or delivery body and includes an ambulance, hearses, casket wagons, fire apparatus, busses and tractors used for hauling purposes on the highway;

**“Corner”** means the point of intersection of curbs or edge of the portion of the highway used for vehicular traffic;

**“Corporation”** means the Corporation of the Township of Macdonald, Meredith & Aberdeen Additional;

**“Council”** means the Council for the Corporation of the Township of Macdonald, Meredith & Aberdeen Additional;

**“Designated Disabled Parking Space”** means a parking space clearly marked and identified with a sign or symbol and provided for the exclusive use of motor vehicles operated by or used for conveying a disabled person and displaying a disabled parking permit in accordance with the provisions of the Highway Traffic Act and the regulations made thereunder;

**“Driver”** means a person who drives, moves or operates a vehicle on a highway or is in actual physical control of a vehicle;

**“Fire Route”** means a private road providing vehicular access to or from a building or structure and designated as a fire route and shall include any part of a parking lot designated by visible markings or markers as a fire route;

**“Gross Weight”** means the combined weight of a vehicle and load;

**“Handicapped Permit”** means a permit issued by the Ministry of Transportation pursuant to the provisions of the Highway Traffic Act of Ontario R.S.O. 1990;

**“Heavy Vehicle”** means a commercial motor vehicle having a gross weight of four and one-half metric tonnes (5 tons) or more;

**“Highway”** includes a common and public highway, street, avenue, road, place, crescent, parkway, driveway, lane, bridge, viaduct or trestle designated and intended for or used by the general public for the passage of vehicles and includes the total width of the road allowance;

**“Intersection”** means the area embraced within the prolongation or connection of the lateral curb lines or if none, then the lateral boundary lines of the two or more highways that join one another at an angle whether or not one highway crosses the other;

**“Lane”** means the entire width of the roadway surface between property lines at the rear or side of places of business or residential properties;

**“Motor Vehicle”** includes an automobile, truck, a motorcycle, a motor assisted bicycle unless otherwise indicated, and any other vehicle propelled or driven otherwise than by muscular power, but does not include a street car or other motor vehicle running only upon rails, a power-assisted bicycle, a traction engine, a farm tractor, a self-propelled implement of husbandry or a road-building machine;

**“Motor Vehicle Owner”** means the registered owner of a motor vehicle as registered with the Ministry;

**“Official Sign”** means a sign approved by the Ministry;

**“Owner”** when used in relation to real property means:

- The registered owner of the real property
- The spouse of a registered owner
- A Person Authorized by the Owner to act on the Owner’s behalf for requesting the enforcement of this By-law

**“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;

**“Pedestrian”** means any Person afoot and any person in a wheelchair and any children in a wheeled carriage;

**“Physically Disabled Person”** means a person who is physically disabled in such a way that his or her mobility is seriously restricted either permanently or temporarily, including, without limiting the generality of the foregoing, a person who uses a wheelchair, crutches, braces or other mobility-assisting devices;

**“Police Department”** means Ontario Provincial Police Detachment;

**“Police Officer”** means a police officer who is a member of the Ontario Provincial Police Force;

**“Private Road or Driveway”** means any private roadway, private driveway, lane, or other means to or egress from a property, building or structure and it may include part of a parking lot;

**“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;

**“School Bus Loading Zone”** means the part of the highway designated for the use of school buses for loading and unloading school children;

**“Sidewalk”** means that portion of a street between the curb lines or lateral lines of a roadway and the adjacent property lines intended for the use of pedestrians;

**“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;

**“Stop”** means a complete cessation of movement;

**“Stop or Stopping”** when prohibited, means any stopping of a vehicle even momentarily, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the direction of a police Officer or of a traffic control sign;

**“Times”** whenever certain hours are named herein, they shall mean standard time or daylight savings time, whichever shall be in official current use in the Municipality;

**“Traffic Control Device”** means any sign or roadway, curb or sidewalk marking or other device erected or placed under the authority of the Town for the purpose of guiding or directing traffic;

**“Vehicle”** means a motor vehicle, trailer, traction engine, farm tractor, road building machine, bicycle and any vehicle drawn, propelled or driven by any kind of power including muscular power, but does not include a motorized snow vehicle or a street car.

## **1 Authorized Signs and Traffic Control Devices**

- 1.1 The Road Superintendent or the By-Law Enforcement Officer of the Corporation is hereby authorized to place or erect, and to maintain such authorized signs and traffic control devices as may be necessary to give effect to the provisions of this By-law or as are required to warn or guide traffic for the safety or convenience of the public.
- 1.2 Unless otherwise permitted herein, no person shall place, maintain or display upon or in view of any highway any sign, signal, marking or device which purports to be or is an imitation of or resembles any authorized sign or traffic control device, or which conceals from view or interferes with the effectiveness of any authorized sign or traffic control device.

## **2. General Parking and Stopping Requirements**

### **2.1 Method of Parking and or Stopping-Parallel-Two Way Traffic**

- a) No person shall park or stop any vehicle on any highway or portion thereof except as follows:
  - i) Where there is a raised curb, on the right side of the roadway with the right front and rear wheels having regard to the direction in which such vehicle was proceeding, parallel to and not more than 30 centimeters out from such curb;
  - ii) Where there is a rolled curb or no curb with the right front and rear wheels parallel to and as near to the right of the roadway as is practical;
  - iii) The provisions of subsection (a) do not apply where angle parking is permitted.

- 2.2 Where angle parking is permitted, no person shall park a vehicle except at an angle with the roadway, indicated by appropriate markings or signs, and no vehicle of an overall length of more than six metres (6m) shall be angle parked.

## **3. Parking & Stopping Prohibited in Specified Places-Signs Not Required**

### **3.1 No person, at any time shall park or stop any vehicle in any of the following places:**

- a) On a sidewalk;
- b) On a crosswalk
- c) In front of a public or private driveway
- d) Within an intersection
- e) Within 3 meters of a fire hydrant
- f) Within 9 meters of a crosswalk or intersection;
- g) On any street as to obstruct traffic;
- h) In the opposite direction of the traffic flow
- i) As to double park in such a position as will prevent the convenient removal of any other vehicle previously parked or standing;
- j) In front of the entrance to any place where goods or merchandises are regularly delivered or removed;
- k) Within 15 meters of any level crossing of a railway
- l) Not more than thirty centimeters (30 cm) out from a sidewalk;

- m) On any municipal owned property whereon, public parking is not authorized;
- n) On any bridge or the approaches thereto;

#### **4. Parking Prohibited in Specified Places Where Signs are on Display**

- 4.1 Where authorized signs are on display no person shall park any vehicle in any of the following places:
- a) Where designated "No Parking Here to Corner".
  - b) Within a turning basin at the end of a cul-de-sac;
  - c) Where signs have been installed and on display restricting time periods;
  - d) Where designated by a sign as being reserved for the purpose of loading/unloading zones;
  - e) Where designated by a sign as a "No Parking" area as set out in Schedule "A"

#### **5. Fire Routes**

- 5.1 No person shall park in a fire route or in such a way as to interfere or obstruct emergency vehicles from travelling or while providing services.

#### **6. Parking on Private or Municipal Property**

- 6.1 No person shall park or leave a motor vehicle"
- a) On property owned or occupied by the Municipality or any local board thereof, without the consent of the Municipality or local board;
  - b) Any vehicle parked or left contrary to this by-law may be removed and/or impounded at its owner's expense subject to the limiting provision of this by-law;
  - c) A vehicle shall be deemed to have been removed if a towing vehicle has been summoned to remove it by a person authorized to enforce this by-law;

#### **7. Parking on Untraveled Portions of Highways;**

- 7.1 No person shall park or leave any vehicle upon any portion of an untraveled highway for a period exceeding forty-eight (48) hours;
- 7.2 Vehicles parked or left in contravention of this section may, by an Ontario Provincial Police Officer or Municipal By-law Enforcement Officer or designate, be removed and impounded at the expense of the owner thereof;

#### **8. Accessible Parking for Persons with Disabilities**

- 8.1 Every owner and operator of a parking lot or of a parking facility to which the public has access must designate parking spaces for accessibility as per Accessibility for Ontarians with Disabilities Act, 2005 of which a permit has been issued and properly displayed.
- 8.2 No person shall park, stand or stop a motor vehicle in a designated handicapped parking space unless a handicapped permit is properly displayed on the vehicle.

#### **9. Snow Removal**

- 9.1 In order to facilitate the process of snow removal from highways, no person shall park any vehicle on any highway under the jurisdiction of the Municipality between the hours of 11:00 p.m. to 7:00 a.m. from November 1, of each year to April 15 of the following year inclusive with the exception of authorized emergency vehicles.
- 9.2 No person shall park in such a manner as to obstruct snow removal.

#### **10 Pedestrian's Rights and Duties**

- 10.1 Except where traffic control signals are in operation or where traffic is being controlled by a police officer, a pedestrian crossing a highway at a place other than a pedestrian crossover shall

yield the right-of-way to all vehicles upon the roadway, but nothing in this section shall relieve the driver of a vehicle from the obligation of taking all due care to avoid an accident.

## **11. Enforcement**

- 11.1 The provisions of this By-law may be enforced by an Ontario Provincial Police Officer, Municipal By-law Enforcement Officer or other designate appointed by the municipality.
- 11.2 Notwithstanding any penalties provided by the By-law, the Enforcement Officer or designate, upon discovery of any vehicle parked, stopped or standing in contravention 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 removal, care and storage thereof are the responsibility of the owner.
- 11.3 An Ontario Provincial Officer or Municipal By-law Enforcement Officer, or designate appointed by the municipality, upon discovery of any vehicle parked, stopped, or standing in contravention 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 removal, care and storage thereof are the responsibility of the owner.
- 11.4 An Ontario Provincial Police Officer or Municipal By-Law Enforcement Officer, or designate appointed by the municipality, shall enforce this By-law and such officers are not required to receive a written complaint before enforcing this By-law;
- 11.5 Notwithstanding the set fine, a voluntary option is provided for early payment within seven (7) days from the issuance of the violation.

## **12. Penalties**

- 12.1 Every person who contravenes any provision of this By-law is guilty of an offence and on conviction is liable to a fine as provided for in the Provincial Offences Act. Fines will be set as per Schedule "B" of this By-law.

## **13. Schedules**

- 13.1 Schedules "A" and "B" inclusive, which are attached hereto are hereby made part of this By-law and shall be constructed herewith.

## **14. Severability**

- 14.1 It is hereby declared that each and every of the foregoing provisions of this By-law is severable and that, if any provisions of this By-law should, for any reason, be declared invalid by any Court, it is the intention and desire of this Council that each and every of the then remaining provisions hereof shall remain in full force and effect.

## **15. Enactment**

- 15.1 This By-law shall take effect on October 1, 2023.
- 15.2 That By-laws #670, #706, #760, #87-972, #87-975 #90-1064, #90-1071 are hereby repealed.

**READ** a first and second time this 7<sup>th</sup> day of March 2023

**READ** a third and final time and passed in open Council this 16<sup>th</sup> day of May 2023.

  
**MAYOR**

  
**CLERK ADMINISTRATOR**

**TOWNSHIP OF MACDONALD, MEREDITH & ABERDEEN ADDITIONAL  
SCHEDULE "A" TO BY-LAW 23-2174**

**PARKING PROHIBITED AT ANY TIME**

Highway	Side	From-To
Alton Lane	East Side	Church St to End
Bay St.	East Side	Lake St. North to End
Birch St.	South Side	Elizabeth St to Hurley St.
Church St. West	South Side	Hwy 17 B to Hurley St.
Elizabeth St.	East Side	Church St. West-End
Hurley St.	East Side	Church St. West-End
Lake St. North	East Side	Hwy 638 to End
Lake St. South	East Side	Hwy 638 to End
Maple Drive	East Side & South Side	Birch St. to Birch St.
Margaret St.	East Side & South Side	Hurley St. to Roberta Blvd.
Mick St.	East Side	The Drive to End
Montgomery St.	South Side	Mick St. to End
Roberta Blvd.	South Side	Hurley St. to Waterfront Rd.
Station Rd.	North Side & South Side	Lake St. North 130 Metres Westerly to the Corner
Station Rd.	East Side	From the Corner 120 Metres Southerly to Highway 638
The Drive	South Side	Lake St. South to Alton Lane

**THE TOWNSHIP OF MACDONALD, MEREDITH & ABERDEEN ADDITIONAL  
BY-LAW #23-2174  
SCHEDULE "B"  
PART II PROVINCIAL OFFENCES ACT  
PARKING BY-LAW-SET FINES**

<b>ITEM</b>	<b>COLUMN 1 Short Form Wording</b>	<b>COLUMN 2 Provision creating or Defining Offence</b>	<b>COLUMN 3 Voluntary Payment Payable within 7 days</b>	<b>COLUMN 4 Set Fine</b>
1.	Parallel Parking at raised curb in opposite direction of travel	2.1.a.i	\$40.00	\$50.00
2.	Parallel Parking at raised curb more than 30 centimeters from curb	2.1.a.i	\$40.00	\$50.00
3.	Parallel Parking not as close to right of roadway as practical	2.1.a.ii	\$40.00	\$50.00
4.	Improper Angle Parking	2.2	\$40.00	\$50.00
5.	Parking or stopping on a sidewalk	3.3.1.a	\$40.00	\$50.00
6.	Parking or stopping on a crosswalk	3.3.1.b	\$40.00	\$50.00
7.	Parking or stopping in front of a public or private driveway.	3.3.1.c	\$40.00	\$50.00
8.	Parking or stopping within an intersection	3.3.1.d	\$40.00	\$50.00
9.	Parking or stopping within 3 meters of a fire hydrant	3.3.1.e	\$40.00	\$50.00
10.	Parking or stopping within 9 meters of a crosswalk or intersection	3.3.1.f	\$40.00	\$50.00
11.	Parking or stopping on any; street as to obstruct traffic.	3.3.1.g	\$40.00	\$50.00
12.	Parking or stopping in the opposite direction of the traffic flow	3.3.1.h	\$40.00	\$50.00
13.	Parking or stopping in such a position as will prevent the convenient removal of any other vehicle previously parked or standing	3.3.1.i	\$40.00	\$50.00
14.	Parking or stopping in front of the entrance to any place where goods or merchandises are regularly delivered or removed	3.3.1.j	\$40.00	\$50.00
15.	Parking or stopping within 15 meters of any level crossing of a railway	3.3.1.k	\$40.00	\$50.00
16.	Parking or stopping not more than thirty centimeters (30 cm) out from a sidewalk	3.3.1.l	\$40.00	\$50.00
17.	Stopping or parking on any municipal owned property whereon public parking is not authorized.	3.3.1.m	\$40.00	\$50.00
18.	Parking or stopping on any bridge or the approaches thereto.	3.3.1.n	\$40.00	\$50.00
19.	Parking Prohibited where designated "No Parking Here to Corner"	4.4.1.a	\$40.00	\$50.00
20.	Parking within a turning basin at the end of a cul de sac	4.4.1.b	\$40.00	\$50.00

22.	Parking where signs have been installed and on display restricting time periods	4.4.1.c	\$40.00	\$50.00
23.	Parking where reserved for the purpose of loading/unloading	4.4.1.d	\$40.00	\$50.00
24.	Parking where designated "No Parking" area	4.4.1.e	\$40.00	\$50.00
25.	Parking in a Fire Route	5.5.1	\$60.00	\$75.00
26.	Parking on property owned or occupied by the municipality/local board without consent	6.6.1.a	\$40.00	\$50.00
27.	Parking on untraveled portion of highway for longer than 48 hours	7.7.1	\$40.00	\$50.00
28.	Parking in a designated accessible parking space without the proper permit visibly displayed	8.8.2	\$300.00	\$300.00
29.	Parking on any highway between the hours of 11:00 p.m. to 7:00 a.m. from November 1 of each year to April 15 of the following year inclusive	9.9.1	\$40.00	\$50.00
30.	Parking as to obstruct snow removal	9.9.2	\$40.00	\$50.00

**"NOTE: The penalty provision for the offences indicated above is Section 61 of the Provincial Offences Act, R.S.O. 1990 c. P.33"**