

**THE CORPORATION OF
THE TOWNSHIP OF BONNECHERE VALLEY
BY-LAW NO. 2010- 35**

Being a by-law to regulate parking at Municipally-owned parking lots in the Township

WHEREAS, pursuant to the provisions of Section 8 of the Municipal Act, S.O. 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act,

AND WHEREAS pursuant to the provisions of Section 11(1) of the Municipal Act, S.O. 2001, c.25, as amended, Council of a Municipality may pass by-laws respecting matters within the spheres of jurisdiction of Highways, including parking,

AND WHEREAS pursuant to the provisions of Section 101 of the Municipal Act, S.O. 2001, c.25, as amended, if the municipality passes a by-law to regulate and prohibit the parking or leaving of a motor vehicle, it may provide for the removal and impounding or restraining and immobilizing of any vehicle, at the vehicle owner's expense, parked or left in contravention of the by-law and subsection 170(15) of the Highway Traffic Act applies to the by-law.

AND WHEREAS it is deemed expedient to regulate and restrict the parking of vehicles at municipally-owned parking lots;

NOW THEREFORE the Council of the Corporation of the Township of Bonnechere Valley hereby enacts as follows:

PART I - INTERPRETATION AND DEFINITIONS

SECTION 1

1.0 That for the purposes of this By-law, the following definitions shall apply to the following words and phrases when used in this By-law:

- a) **"Park"** shall mean 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 of merchandise or passengers.
- b) **"Parking Lot"** shall mean those parking lots listed in Schedule "A" attached to and forming part of this By-law.
- c) **"Person"** shall mean every person, firm, co-partnership, association, or corporation.
- d) **"Provincial Offences Enforcement Officer"** shall mean the By-Law Enforcement Officer authorized by the Township and designated under the Provincial Offences Act, to enforce parking regulations.
- e) **"Township"** means the Corporation of the Township of Bonnechere Valley.
- f) **"Vehicle"** means 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 cars of electric or steam railways running only upon the rails.

PART II - GENERAL REGULATIONS

SECTION 2

- 2.1 It is an offence for any person to park a Vehicle in a Parking Lot except in accordance with the restrictions posted at the Parking Lot.
- 2.2 No person shall park a vehicle in any parking space where a sign, curb painting, or pavement painting indicates that it is for the exclusive use of persons with disabilities who display on their vehicle a handicap placard or license plate that is issued or recognized by the Province of Ontario.
- 2.3 The restrictions applicable to Parking Lots are set out in Schedule "A" of this By-law.
- 2.4 No person shall fail or refuse to comply with any lawful order or direction of a Police Officer or Provincial Offences Enforcement Officer.
- 2.5 The Provincial Offences Enforcement Officer shall have the duty of enforcing the provisions of this By-law.

SECTION 3

- 3.1 The Works Superintendent of the Township is hereby authorized and directed to erect and maintain such signs or markings as are required to regulate, direct, and inform Persons using any Parking Lots of the restrictions in force at said Parking Lot, and when so erected, such signs or markings shall be deemed to be posted at said Parking Lots for purposes of section 2.01 of this By-law.
- 3.2 No person shall move, remove, deface or in any way interfere with any sign or marking placed, erected or maintained under this By-law.
- 3.3 Any Provincial Offences Enforcement Officer is hereby authorized to remove or cause to have removed from any part of a Parking Lot, any vehicle, at the owner's risk, which may be parked in violation of this By-law and to have the vehicle impounded at a secure impound facility. Payment of the towing and impound charges shall be the responsibility of the owner or responsible person and payable to the towing and impound facility before reclaiming their vehicle.
- 3.4 The Council of the Corporation of the Township of Bonnechere Valley shall, by resolution, have the authority to designate any area, street, or part thereof as a parking area.
- 3.5 Any person who contravenes any provision of this Bylaw is guilty of an offence and upon conviction is liable to a fine as provided for under the Provincial Offences Act.
- 3.6 All sections of this By-law shall be deemed to be separate and independent and the invalidity of any section or provision hereof shall no affect the remaining sections.

This By-Law shall come into force and take effect on the day of the final passing thereof.

READ A FIRST AND SECOND TIME THIS 15 DAY OF JUNE 2010

READ A THIRD TIME AND FINALLY PASSED THIS 15 DAY OF JUNE, 2010

Mayor Zig Mintha

CAO Bryan Martin

**Schedule "A" to
BY-LAW NO. 2010 - 35**

<u>Parking Lots</u>	<u>Restrictions</u>
<p style="text-align: center;">Conc. 13 Pt lot 31 geographical Township of Sebastopol Known as Buelow Road Beach Public Parking Lot</p>	<p style="text-align: center;">As Signed. Parking for recreational Beach Users Only. Only persons using the beach for recreation shall park in this Parking Lot, and only for such period of time that the owner or occupant of the vehicle is using the beach facilities. No Overnight Parking</p>
<p style="text-align: center;">178 Jane Street Community Center Parking Lot</p>	<p style="text-align: center;">as Signed Parking for Community Center Users Only</p>
<p style="text-align: center;">296 Bridge Street</p>	<p style="text-align: center;">South Side of parking lot as signed 2 hour Limit</p>
<p>Tourist Information Booth As Signed</p>	<p style="text-align: center;">As Signed May 15th to September 1st 3 Hour Limit 7:00 AM – 7:00 PM</p>

Township of Bonnechere Valley

Part I Provincial Offences Act

Bylaw # 2010 - 35

NOTE: The penalty provisions for the offences cited above are section 3.5 of Bylaw 2010 - 35 a certified copy of which has been filed.

#	Short Form Wording	Section Creation Offence	Fine
1	Park Contrary to posted Restrictions	2.1	\$30.00
2	Park handicap zone – no permit	2.2	\$500.00
3.	Fail to comply with an order	2.4	\$250.00