

MUNICIPALITY OF HASTINGS HIGHLANDS

BY-LAW NUMBER 2012-068

Being a by-law to regulate traffic and parking in the Municipality of Hastings Highlands

THE COUNCIL OF The Municipality of Hastings Highlands enacts as follows:

1. Part 1 – DEFINITIONS

- a. “bicycle” shall mean as defined in the Highway Traffic Act, as amended.
- b. “boulevard” shall mean the untravelled portion of the road allowance, including the sidewalk, which is not intended for use by traffic.
- c. “court” shall mean a Provincial Offences Court or, where jurisdiction in respect of the offence is conferred upon a Provincial Court (Family Division) by any other Act, the Provincial Court (Family Division);
- d. “driveway” shall mean that part of the sidewalk or boulevard used as a vehicular access to a parking lot, or to a commercial property, or to an industrial property, or to a residential property.
- e. “disabled person” shall mean a person as defined in Section 2(1)(a) of regulation 581 of Highway Traffic Act;
- f. “disabled person parking permit” shall mean a permit approved by the Minister as defined in regulation 581 of the Highway Traffic Act;
- g. “Fire Chief” shall mean a person appointed as Fire Chief or designate for the Municipality of Hastings Highlands;
- h. “heavy trucks” shall mean a commercial vehicle having weight, when unloaded, of five tons or more, but does not include a passenger vehicle, an ambulance or any vehicle of police, fire department, or the Municipality of Hastings Highlands.
- i. “highway” shall mean a highway as defined in the Highway Traffic Act;
- j. “intersection” shall mean the area within the prolongation or connection of the lateral boundary lines of two or more roads which join one another at an angle, whether or not one road crosses the other;
- k. “litter” shall mean any rubbish, brush, garbage, waste, and for the purpose of this by-law shall include snow and ice;
- l. “motor vehicle” includes an automobile, motorcycle, motor assisted bicycle unless otherwise indicated in this by-law, trailer, boat, and any other vehicle propelled or driven otherwise than by muscular power, but does not include the cars of electric or steam railways, or other motor vehicles running only upon rails, or a road-building machine within the meaning of the Highway Traffic Act;
- m. “park” or “parking” when prohibited, shall mean the standing still of a vehicle, whether occupied or not, except while actually engaged in loading or unloading passengers or goods;
- n. “parking infraction” shall mean any unlawful parking, standing or stopping of a vehicle that constitutes an offence under this by-law;
- o. “pedestrian” shall mean a person afoot, an invalid in a wheelchair and a child in a baby carriage;
- p. “person” shall persons, firms or corporations;
- q. “pedestrian crossover” shall mean any portion of a roadway, designated by by-law at an intersection or elsewhere, distinctly indicated for pedestrian crossing by signs on the highway and

lines or other marking on the surface of the roadway as prescribed by the regulations under the Highway Traffic Act;

- r. “private roadway” shall mean any private road, lane, ramp, or other means of vehicular access to or egress from a building or structure and it may include part of a parking lot;
- s. “police officer” shall mean a Provincial Offences Officer or a person designated under Section 1(i) of the Provincial Offences Act, as amended and/or from time to time renumbered. It shall also include an Ontario Provincial Park Warden in areas adjacent to Provincial Parks if signed by the Municipality of Hastings Highlands.
- t. “road” shall mean a common and public highway including the untravelled portion thereof and includes a street, lane, alley, bridge and any other structure incidental thereto;
- u. “roadway” shall mean the part of the road that is improved, designed or ordinarily used for vehicular traffic, but does not include the shoulder or the portion of a driveway or laneway connecting the roadway with land adjoining the road, and where a road includes two or more separate roadways, the term “roadway” refers to any one roadway separately and not to all of the roadways collectively;
- v. “Manager of Services” shall mean a person appointed as Transportation Manager (or Road Superintendent) for the Municipality of Hastings Highlands;
- w. “stand” or “standing” when prohibited, shall mean the halting of a vehicle, whether occupied or not, except for the purpose of and while actually engaged in receiving or discharging passengers.
- x. “stop” or “stopping” when prohibited, shall mean the halting of a vehicle, whether occupied or not, except where necessary to avoid conflict with a pedestrian or other traffic or to comply with the direction of a police officer, traffic control signal or traffic control device;
- y. “traffic” shall include pedestrians, ridden or herded animals, vehicles and other conveyances either singly or together while using any highway for the purposes of travel;
- z. “traffic control device” shall mean any sign or roadway, curb or sidewalk marking or other device placed or erected on a road under the authority of this by-law for the purpose of regulating, warning, parking or guiding traffic; in particular, and without limiting the generality of the foregoing, yellow paint applied to a curb is an official sign indicating that parking is prohibited where the curb is so marked;
- aa. “traffic control signal” shall mean any device, manually, electrically or mechanically operated for the regulation or control of traffic;
- bb. “U-turn” shall mean the turning of a vehicle within a roadway so as to proceed in the opposite direction;
- cc. “vehicle” includes a motor vehicle, automobile, bicycle, motorcycle, boat, motor vehicle trailer, traction engine, farm tractor, road building machine and any vehicle propelled or driven by any kind of power including muscular power and such additional definitions a set out in the Highway Traffic Act, Chapter H.8;
- dd. “time” Where any expression of time occurs or where any hour or other period of time is stated, the time referred to shall be standard time except in periods when daylight savings time is in effect, in which period it shall be daylight savings time.

2. Part 2 – TRAFFIC

Obedience to Police Officers

- a. The lawful directions of a police officer for the regulation of traffic shall be obeyed notwithstanding any provision of this by-law.

Traffic Control Devices and Traffic Control Signals

- b. Traffic officials appointed by the Council of the Municipality of Hastings Highlands are authorized to place or erect and to maintain such official signs and traffic control signals as are required 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.
- c. No person shall place, maintain, or display upon or in view of any road any sign, signal, marking or device, which purports to be or is an imitation of or resembles an official sign or traffic control signal, or which conceals from view or interferes with the effectiveness of an official sign or traffic control signal.

Rules of the Road

- d. No person shall drive a motor vehicle upon a sidewalk or footpath except for the purpose of directly crossing the sidewalk or footpath, except for snow cleaning equipment.
- e. No person shall drive a motor vehicle over a raised curb except at a place where there is a ramp.
- f. No driver of a vehicle shall drive such vehicle on, over or across any fire hose laid on any street unless directed to do so by the person in charge of such a hose, or by a police officer.
- g. No person shall play or take part in any game or sport upon a roadway and no person upon roller skates, skateboards, or riding in or by any means of any coaster or toy vehicle or similar device shall go upon a roadway, and no person upon roller skates or skateboards shall go upon any sidewalk or municipal parking facility in the downtown area more commonly described as the Business Improvement Area of the Municipality of Hastings Highlands.

Bicycles

- h. No person shall ride a bicycle upon a sidewalk in areas as listed in Schedule "C" (to be added at a later date).
- i. No person riding on a bicycle designed for carrying one person only shall carry other persons thereon.
- j. No person shall park a bicycle on a highway, sidewalk, boulevard, and footpath in such a manner as to interfere with vehicles or pedestrians.

Offences and Penalties

- k. Every person who contravenes any provisions of Part 2 of this by-law is, upon conviction, guilty of an offence and shall be liable to a fine as laid out in Schedule "A", exclusive of costs.
- l. Proceedings in respect of offences under Part 2 of this by-law, may be commenced and carried on under the provisions of Parts 1 or 3 of the Provincial Offences Act, R.S.O. 1990 Chapter P.33.

3. Part 3 – PARKING

- a. No person shall park or stand any vehicle on any road carrying two-way traffic or any portion thereof except as follows;
 - i. Where there is a raised curb on the right side on the traveled portion of the road, having regard to the direction such vehicle was proceeding with its right front and rear wheels parallel to and not more than 30 centimeters out from such curb;
 - ii. Where there is no curb or a rolled curb, with the right front and rear wheels parallel to and as near to the right-hand limit of the road as is practicable without stopping or

- parking over a sidewalk or footpath or over any part of the road where grass is grown or which is not intended for the use of vehicles.
- b. No person shall park or stand any vehicle on any road carrying one-way traffic or any portion thereof except as follows;
 - i. Where there is a raised curb on either side of the traveled portion of the road, with its outside front and rear wheels parallel to and not more than 30 centimeters out from such curb;
 - ii. Where there is no curb or a rolled curb, with the outside wheels parallel to and as near to the outside limit of the road as is practicable without stopping or parking over a sidewalk or footpath or over any part of the road where grass is grown or which is not intended for the use of vehicles;
 - c. No person shall park or stand a vehicle on a sidewalk, boulevard or footpath.
 - d. No person shall park or stand a vehicle on a highway
 - i. At any time when prohibited by traffic control device, or during the times as displayed by traffic control device.
 - ii. within 5 meters of Stop/Yield sign within an intersection
 - iii. within 1 meters of a property line, or the projection thereof onto a highway or waterbody
 - iv. within 1 meters of a driveway or laneway or so as to obstruct vehicles in the use of a driveway or laneway
 - v. within 5 meters of a marked crosswalk that is less than 6 meters in width
 - vi. within a designated pedestrian crosswalk
 - vii. within 16 meters of any level crossing of a railway
 - viii. for an unreasonable length of time having regard to traffic conditions, and in no case for a period longer than 3 hours in areas as listed in Schedule "C" (to be added at a later date).
 - e. No person shall park or stand a vehicle on a highway
 - i. displaying the vehicle for sale
 - ii. for the purposes of washing, greasing or repairing the vehicle, except for such repairs as have been necessitated by an emergency
 - iii. alongside or across the road from any excavation or obstruction in the roadway when the free flow of traffic would thereby be impeded
 - iv. on the roadway side of any stopped or parked vehicle.
 - f. No person shall park or stand a vehicle on a bridge or elevated structure or within any tunnel or underpass.
 - g. No person shall park or stand a vehicle
 - i. within 7 meters of any fire hall on either side of the road on which the fire hall is located
 - ii. in a fire lane as designated by traffic control devices within 5 meters of a fire hydrant
 - iii. at or near the site of a fire so as to interfere with emergency vehicles or equipment.

For the purposes of Section 3.g., any vehicle in contravention may be removed by the Fire Chief or his designate.

For the purposes of this by-law members of the Hastings Highlands Fire Department are exempt while in the lawful performance of their duties.

Angle Parking

- h. Where traffic control device displays angle parking no person shall
 - i. park or stand a vehicle on a highway paralleled to the curb or sidewalk

Parking By-Law 2012-068

- ii. park or stand a vehicle on a highway with the front wheel farther than 3 meters from curb or sidewalk.

No person shall display signs referred to in this Section except with the approval of the Council of the Municipality of Hastings Highlands.

Loading Zones

- i. No person shall park any vehicle on a road at a place marked by sign as a passenger or freight loading zone during the time shown on such sign.

No person shall display signs referred to in this Subsection except with the approval of the Council of the Municipality of Hastings Highlands.

School Zones

- j. Where signs to that effect are displayed, no person shall park any vehicle on either side of the portion of road adjacent to a school zone or playground, between the hours specified on such signs.

No person shall display signs referred to in this Subsection except with the approval of the Council of the Municipality of Hastings Highlands.

Disabled Parking Zones

- k. No person shall park or stand a motor vehicle or leave a motor vehicle standing, in any parking space marked for use by the disabled by an official sign, unless
 - i. That person, or a passenger in the vehicle or to be picked up as a passenger, is disabled, and;
 - ii. The vehicle bears a “Disabled” designation as approved by the Minister.

For the purpose of this Subsection fines will be in accordance with Section 425, subsection (2) of the Municipal Act.

Temporary “No Parking” and “No Stopping” signs

- l. Temporary “No Parking” or “No Stopping” signs may be erected by the authority of the Municipality in the event of emergencies, approved parades, special events or funerals on any highway or portion thereof during such time or times as may be deemed necessary for the proper and orderly control and traffic regulation of traffic for the safety of pedestrians. No person shall
 - i. park or stop, as the case may be, where prohibited by signs erected pursuant to this section
 - ii. erect or cause to be erected or used a “No Parking” or “No Stopping” sign, except by the authority of the Municipality.

Parking of Motor Vehicles on Private Property

- m. No person shall park or leave a motor vehicle on private property without authority from the owner or occupant of such property, and then only within areas and to the extent authorized.
- n. The driver or owner of a motor vehicle parked or left on private property shall not be liable to a penalty or to have the motor vehicle removed from such property, or impounded, under this

section, except upon the complaint of the occupant or an adult resident of the property delivered to the Traffic Official appointed by the Municipality of Hastings Highlands or a police officer.

Winter Parking

- o. No person shall park a motor vehicle on any of the streets or highways or boulevards adjacent thereto, in the Municipality of Hastings Highlands in such a manner that interferes with the clearing of snow from a highway between the hours of 12:00 midnight and 7:00 a.m. Eastern Standard time from the fifteenth (15th) day of October in any given year to the fifteenth (15th) day of April inclusive, in the following year.
- p. The public shall be informed of this restriction by advertising in the local press at the beginning of the winter maintenance season.

Public Works

- q. No person shall park a vehicle in such a manner as to interfere with necessary civic services such as road repairing, snow plowing or snow removal that is already in progress, nor park a vehicle at any place where signs have been placed indicating any snow removal or other civic operations are to be commenced.

Any vehicle in contravention of this Section may be removed by the Transportation Services Manager or his designate.

- r. No person shall deposit or throw any litter/snow on municipal property, sidewalks or highway.

Restricted Parking on Municipal Property

- s. Where signs to that effect are displayed, no person shall park or leave a motor vehicle on Municipal property including a Municipal dock, without written authority from the Municipality of Hastings Highlands. Any person doing so is subject to parking tickets, vehicle towing and trespassing charges, as signed.

Heavy Trucks

- t. No person shall park heavy vehicles on Municipal property without written authority from the Municipality.
- u. No person shall park heavy vehicles on a highway when prohibited by Traffic Control devices.

4. Part 4 - OFFENCES AND PENALTIES

- a. 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 R.S.O. 1990, c.P.33.
- b. The driver of a motor vehicle, not being the owner, is liable to any penalty provided by Part 3 of this by-law and the owner of the motor vehicle is also liable to such penalty, unless at the time the offence was committed, the motor vehicle was in the possession of a person other than the owner or his chauffeur, without the owner's consent.
- c. Any vehicle found in contravention of this by-law may be moved or taken to, placed or stored in a suitable place and all costs and charges for removing, care and storage thereof, if any, are a lien

upon the vehicle, which may be enforced in the manner provided by the Repair and Storage Liens Act.

- d. Proceedings in respect of offences under Part 3 may be commenced and carried on under the provision of Parts II and III of the Provincial Offences Act, as amended.
- e. Parking Infraction Notices issued with respect to contravention of Part 3 shall display the fine set for the offence charged.

5. Part 5 – GENERAL MATTERS: EXEMPTIONS

- a. The Schedules referred to in this by-law shall form part of this by-law and each entry in a column of such a Schedule shall be read in conjunction with the entries across therefrom and not otherwise.
- b. This by-law shall come into force and effect immediately on the passing hereof by Council.

6. Part 6 – ENFORCEMENT

- a. The provisions of this by-law shall be enforced by a Police Officer, Ontario Provincial Park Warden in areas adjacent to Provincial Parks, Provincial Offences Officer, and where indicated, Transportation Services Manager, Fire Chief and Traffic Officials appointed by the Council of the Municipality of Hastings Highlands.

7. Part 7 – BY-LAW TITLE

This by-law shall be cited as the “Parking By-Law”.

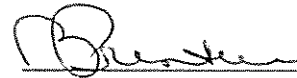
8. Part 8 – VALIDITY AND SEVERABILITY

Should any section, subsection, clause, paragraph or provision of this by-law be declared by a court of competent jurisdiction to be invalid or unenforceable, the same shall not affect the validity or enforceability of any other provision of this by-law or of the by-law as a whole.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 31ST DAY OF OCTOBER, 2012.



Vivian Bloom, Mayor



Brenda Prentice, Acting Clerk

Set Fine Schedule
THE MUNICIPALITY OF HASTINGS HIGHLANDS
 Part I Provincial Offences Act

By-law 2012 - 068 Parking By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
1	Unauthorized placement of sign	Section 2 c.,	\$25.00
2	Drive motor vehicle on sidewalk or footpath	Section 2 d.	\$25.00
3	Drive motor vehicle over curb	Section 2 e.	\$25.00
4	Drive vehicle over fire hose	Section 2 f.	\$25.00
5	Play games or sports on road, skate on sidewalk or municipal Parking facility in Business Improvement Area	Section 2 g.	\$25.00
6	Ride bicycle on sidewalk	Section 2 h.	\$25.00
7	Carry more than one person on bicycle built for one person	Section 2 i.	\$25.00
8	Deposit litter or snow on municipal property, sidewalks or highway	Section 3 r.	\$300.00 \$200.00

NOTE:

The penalty provisions for the offences indicated above is Section 4 of Municipality of Hastings Highlands By-Law 2012 – 068, a certified copy of which has been filed.

Set Fine Schedule
THE MUNICIPALITY OF HASTINGS HIGHLANDS
Part I Provincial Offences Act

By-law 2012 - 068 Parking By-Law

ITEM	COLUMN 1	COLUMN 2	COLUMN 3
	Short Form Wording	Provision creating or defining offence	Set Fine

- | | | | |
|---|---|---------------|--|
| 1 | Unauthorized placement of sign | Section 2 c., | |
| 2 | Drive motor vehicle on sidewalk or footpath | Section 2 d. | |
| 3 | Drive motor vehicle over curb | Section 2 e. | |
| 4 | Drive vehicle over fire hose | Section 2 f. | |
| 5 | Play games or sports on road, skate on sidewalk or municipal
Parking facility in Business Improvement Area | Section 2 g. | |
| 6 | Ride bicycle on sidewalk | Section 2 h. | |
| 7 | Carry more than one person on bicycle built for one person | Section 2 i. | |
| 8 | Deposit litter or snow on municipal property, sidewalks or highway | Section 3 r. | |

NOTE:

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Set Fine Schedule
THE MUNICIPALITY OF HASTINGS HIGHLANDS
 Part II Provincial Offences Act

By-law 2012 - 068 Parking By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
1	Park bicycle to interfere with pedestrians	Section 2 j.	\$25.00
2	Park or stand vehicle on road with curb carrying two-way traffic with right front and right rear wheels parallel to and more than 30 centimeters from the curb	Section 3 a. i.	\$25.00
3	Park or stand vehicle on road with no/rolled curb carrying two-way traffic with right front and right rear wheels over sidewalk, footpath or any part of the road where grass is grown or not intended for use of vehicles	Section 3 a. ii.	\$25.00
4	Park or stand vehicle on road with curb carrying one-way traffic with wheels parallel to and more than 30 centimeters from curb	Section 3 b. i.	\$25.00
5	Park or stand vehicle on road with no/rolled curb carrying one-way Traffic with wheels over sidewalk, footpath or any part of road where Grass is grown or not intended for use of vehicles	Section 3 b. ii.	\$25.00
6	Park or stand vehicle on sidewalk, boulevard or footpath	Section 3 c.	\$25.00
7	Park or stand vehicle on highway when prohibited by traffic control device or during times as displayed by traffic control device	Section 3 d. i.	\$25.00

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Set Fine Schedule
THE MUNICIPALITY OF HASTINGS HIGHLANDS
 Part II Provincial Offences Act

By-law 2012 - 068 Parking By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
8	Park or stand vehicle on highway within 5 metres of Stop/Yield sign within an intersection	Section 3 d. ii.	\$25.00
9	Park or stand vehicle within 1 metre of a property line, or projection thereof onto highway or waterbody	Section 3 d. iii.	\$25.00
10	Park or stand vehicle within 1 metre of driveway/laneway or obstruct Vehicles in the use of driveway/laneway	Section 3 d. iv.	\$25.00
11	Park or stand vehicle within 5 metres of crosswalk	Section 3 d. v.	\$25.00
11	Park or stand vehicle within designated pedestrian crosswalk	Section 3 d. vi.	\$25.00
12	Park or stand a vehicle within 16 metres of level railway crossing	Section 3 d. vii.	\$25.00
13	Park or stand a vehicle for longer than 3 hours	Section 3 d. viii	\$25.00
14	Park or stand vehicle on highway displaying vehicle for sale	Section 3 e. i.	\$25.00
15	Park or stand a vehicle on a highway to wash, grease or repair	Section 3 e. ii.	\$25.00
16	Park or stand a vehicle on a highway by excavation or		

NOTE:

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Set Fine Schedule
THE MUNICIPALITY OF HASTINGS HIGHLANDS
Part II Provincial Offences Act

By-Law 2012 - 068 Parking By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
	Obstruction in roadway to impede traffic	Section 3 e. iii.	\$25.00
17	Park or stand vehicle on roadway side of any stopped or parked vehicle	Section 3 e. iv.	\$25.00
18	Park or stand vehicle on bridge or elevated structure or within tunnel or underpass	Section 3 f.	\$25.00
19	Park or stand vehicle within 7 metres of firehall on either side of road	Section 3. g. i.	\$300.00
20	Park or stand vehicle in fire lane designated by traffic control devices within 5 metres of a fire hydrant	Section 3 g. ii	\$300.00
21	Park or stand vehicle near fire to interfere with emergency vehicles or equipment	Section 3 g. iii.	\$300.00
22	Park or stand a vehicle parallel to curb where angle parking required	Section 3 h. i.	\$25.00
23	Park or stand a vehicle on highway with front wheel farther than 3 metres from curb or sidewalk where angle parking required	Section 3 h. ii.	\$25.00
24	Park vehicle on road where marked as passenger or freight loading Zone	Section 3 i.	\$25.00

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THE MUNICIPALITY OF HASTINGS HIGHLANDS
 Part II Provincial Offences Act

By-law 2012 - 068 Parking By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
25	Park vehicle on portion of road adjacent to posted school zone	Section 3 j.	\$25.00
26	Park or stand vehicle in parking space posted for use by disabled person unless driver or passenger is disabled and vehicle bears "Disabled" designation permit	Section 3 k.	\$300.00
27	Park or stop where prohibited by temporary "No Parking" or "No Stopping" signs	Section 3 l.	\$25.00
28	Park or leave vehicle on private property without permission of owner	Section 3 m.	\$25.00
28	Park on any street, highway or boulevard to interfere with clearing of snow between 12:00 midnight and 7:00 am from October 15 in any given year to April 15, inclusive, in the following year	Section 3 o.	\$300.00
30	Park vehicle to interfere with public works	Section 3 q.	\$300.00
31	Park vehicle on municipal property including Municipal dock	Section 3 s.	\$25.00
32	Park heavy vehicle on Municipal property	Section 3 t.	\$25.00
33	Park heavy vehicle on highway when prohibited	Section 3 u.	\$25.00

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THE MUNICIPALITY OF HASTINGS HIGHLANDS
Part II Provincial Offences Act

By-law 2012 - 068 Parking By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
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|---|--|------------------|--|
| 1 | Park bicycle to interfere with pedestrians | Section 2 j. | |
| 2 | Park or stand vehicle on road with curb carrying two-way traffic with right front and right rear wheels parallel to and more than 30 centimeters from the curb | Section 3 a. i. | |
| 3 | Park or stand vehicle on road with no/rolled curb carrying two-way traffic with right front and right rear wheels over sidewalk, footpath or any part of the road where grass is grown or not intended for use of vehicles | Section 3 a. ii. | |
| 4 | Park or stand vehicle on road with curb carrying one-way traffic with wheels parallel to and more than 30 centimeters from curb | Section 3 b. i. | |
| 5 | Park or stand vehicle on road with no/rolled curb carrying one-way Traffic with wheels over sidewalk, footpath or any part of road where Grass is grown or not intended for use of vehicles | Section 3 b. ii. | |
| 6 | Park or stand vehicle on sidewalk, boulevard or footpath | Section 3 c. | |
| 7 | Park or stand vehicle on highway when prohibited by traffic control device or during times as displayed by traffic control device | Section 3 d. i. | |

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Set Fine Schedule
THE MUNICIPALITY OF HASTINGS HIGHLANDS
Part II Provincial Offences Act

By-law 2012 - 068 Parking By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
8	Park or stand vehicle on highway within 5 metres of Stop/Yield sign within an intersection	Section 3 d. ii.	
9	Park or stand vehicle within 1 metre of a property line, or projection thereof onto highway or waterbody	Section 3 d. iii.	
10	Park or stand vehicle within 1 metre of driveway/laneway or obstruct Vehicles in the use of driveway/laneway	Section 3 d. iv.	
11	Park or stand vehicle within 5 metres of crosswalk	Section 3 d. v.	
11	Park or stand vehicle within designated pedestrian crosswalk	Section 3 d. vi.	
12	Park or stand a vehicle within 16 metres of level railway crossing	Section 3 d. vii.	
13	Park or stand a vehicle for longer than 3 hours	Section 3 d. viii	
14	Park or stand vehicle on highway displaying vehicle for sale	Section 3 e. i.	
15	Park or stand a vehicle on a highway to wash, grease or repair	Section 3 e. ii.	
16	Park or stand a vehicle on a highway by excavation or		

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THE MUNICIPALITY OF HASTINGS HIGHLANDS
Part II Provincial Offences Act

By-Law 2012 - 068 Parking By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
	Obstruction in roadway to impede traffic	Section 3 e. iii.	
17	Park or stand vehicle on roadway side of any stopped or parked vehicle	Section 3 e. iv.	
18	Park or stand vehicle on bridge or elevated structure or within tunnel or underpass	Section 3 f.	
19	Park or stand vehicle within 7 metres of firehall on either side of road	Section 3. g. i.	
20	Park or stand vehicle in fire lane designated by traffic control devices within 5 metres of a fire hydrant	Section 3 g. ii	
21	Park or stand vehicle near fire to interfere with emergency vehicles or equipment	Section 3 g. iii.	
22	Park or stand a vehicle parallel to curb where angle parking required	Section 3 h. i.	
23	Park or stand a vehicle on highway with front wheel farther than 3 metres from curb or sidewalk where angle parking required	Section 3 h. ii.	
24	Park vehicle on road where marked as passenger or freight loading Zone	Section 3 i.	

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By-law 2012 - 068 Parking By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
25	Park vehicle on portion of road adjacent to posted school zone	Section 3 j.	
26	Park or stand vehicle in parking space posted for use by disabled person unless driver or passenger is disabled and vehicle bears "Disabled" designation permit	Section 3 k.	
27	Park or stop where prohibited by temporary "No Parking" or "No Stopping" signs	Section 3 l.	
28	Park or leave vehicle on private property without permission of owner	Section 3 m.	
28	Park on any street, highway or boulevard to interfere with clearing of Snow between 12:00 midnight and 7:00 am from October 15 in any Given year to April 15, inclusive, in the following year	Section 3 o.	
30	Park vehicle to interfere with public works	Section 3 q.	
31	Park vehicle on municipal property including Municipal dock	Section 3 s.	
32	Park heavy vehicle on Municipal property	Section 3 t.	
33	Park heavy vehicle on highway when prohibited	Section 3 u.	

NOTE:

The penalty provisions for the offences indicated above is Section 4 of Municipality of Hastings Highlands By-Law 2012 – 068, a certified copy of which has been filed.

upon the vehicle, which may be enforced in the manner provided by the Repair and Storage Liens Act.

- d. Proceedings in respect of offences under Part 3 may be commenced and carried on under the provision of Parts II and III of the Provincial Offences Act, as amended.
- e. Parking Infraction Notices issued with respect to contravention of Part 3 shall display the fine set for the offence charged.

5. Part 5 – GENERAL MATTERS: EXEMPTIONS

- a. The Schedules referred to in this by-law shall form part of this by-law and each entry in a column of such a Schedule shall be read in conjunction with the entries across therefrom and not otherwise.
- b. This by-law shall come into force and effect immediately on the passing hereof by Council.

6. Part 6 – ENFORCEMENT

- a. The provisions of this by-law shall be enforced by a Police Officer, Ontario Provincial Park Warden in areas adjacent to Provincial Parks, Provincial Offences Officer, and where indicated, Transportation Services Manager, Fire Chief and Traffic Officials appointed by the Council of the Municipality of Hastings Highlands.

7. Part 7 – BY-LAW TITLE

This by-law shall be cited as the “Parking By-Law”.

8. Part 8 – VALIDITY AND SEVERABILITY

Should any section, subsection, clause, paragraph or provision of this by-law be declared by a court of competent jurisdiction to be invalid or unenforceable, the same shall not affect the validity or enforceability of any other provision of this by-law or of the by-law as a whole.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 31ST DAY OF OCTOBER, 2012.

“V. Bloom”

Vivian Bloom, Mayor

“B. Prentice”

Brenda Prentice, Acting Clerk

upon the vehicle, which may be enforced in the manner provided by the Repair and Storage Liens Act.

- d. Proceedings in respect of offences under Part 3 may be commenced and carried on under the provision of Parts II and III of the Provincial Offences Act, as amended.
- e. Parking Infraction Notices issued with respect to contravention of Part 3 shall display the fine set for the offence charged.

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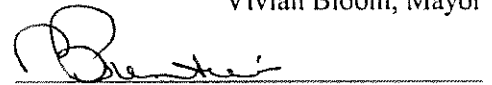
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READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 31ST DAY OF OCTOBER, 2012.




Vivian Bloom, Mayor



Brenda Prentice, Acting Clerk

Certified a true copy of the original document.



Signature/Title
Municipality of Hastings Highlands

Set Fine Schedule
THE MUNICIPALITY OF HASTINGS HIGHLANDS
Part II Provincial Offences Act

By-law 2012 - 068 Parking By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
25	Park vehicle on portion of road adjacent to posted school zone	Section 3 j.	\$25.00
26	Park or stand vehicle in parking space posted for use by disabled person unless driver or passenger is disabled and vehicle bears "Disabled" designation permit	Section 3 k.	\$300.00
27	Park or stop where prohibited by temporary "No Parking" or "No Stopping" signs	Section 3 l.	\$25.00
28	Park or leave vehicle on private property without permission of owner	Section 3 m.	\$25.00
28	Park on any street, highway or boulevard to interfere with clearing of Snow between 12:00 midnight and 7:00 am from October 15 in any Given year to April 15, inclusive, in the following year	Section 3 o.	\$300.00
30	Park vehicle to interfere with public works	Section 3 q.	\$300.00
31	Park vehicle on municipal property including Municipal dock	Section 3 s.	\$25.00
32	Park heavy vehicle on Municipal property	Section 3 t.	\$25.00
33	Park heavy vehicle on highway when prohibited	Section 3 u.	\$25.00

NOTE:

The penalty provisions for the offences indicated above is Section 4 of Municipality of Hastings Highlands By-Law 2012 - 068, a certified copy of which has been filed.

Set Fine Schedule
THE MUNICIPALITY OF HASTINGS HIGHLANDS
Part II Provincial Offences Act

By-law 2012 - 068 Parking By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
	Obstruction in roadway to impede traffic	Section 3 e. iii.	\$25.00
17	Park or stand vehicle on roadway side of any stopped or parked vehicle	Section 3 e. iv.	\$25.00
18	Park or stand vehicle on bridge or elevated structure or within tunnel or underpass	Section 3 f.	\$25.00
19	Park or stand vehicle within 7 metres of firehall on either side of road	Section 3. g. i.	\$300.00
20	Park or stand vehicle in fire lane designated by traffic control devices within 5 metres of a fire hydrant	Section 3 g. ii	\$300.00
21	Park or stand vehicle near fire to interfere with emergency vehicles or equipment	Section 3 g. iii.	\$300.00
22	Park or stand a vehicle parallel to curb where angle parking required	Section 3 h. i.	\$25.00
23	Park or stand a vehicle on highway with front wheel farther than 3 metres from curb or sidewalk where angle parking required	Section 3 h. ii.	\$25.00
24	Park vehicle on road where marked as passenger or freight loading Zone	Section 3 i.	\$25.00

NOTE:

The penalty provisions for the offences indicated above is Section 4 of Municipality of Hastings Highlands By-Law 2012 – 068, a certified copy of which has been filed.

Set Fine Schedule
THE MUNICIPALITY OF HASTINGS HIGHLANDS
 Part II Provincial Offences Act

By-law 2012 - 068 Parking By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
8	Park or stand vehicle on highway within 5 metres of Stop/Yield sign within an intersection	Section 3 d. ii.	\$25.00
9	Park or stand vehicle within 1 metre of a property line, or projection thereof onto highway or waterbody	Section 3 d. iii.	\$25.00
10	Park or stand vehicle within 1 metre of driveway/laneway or obstruct Vehicles in the use of driveway/laneway	Section 3 d. iv.	\$25.00
11	Park or stand vehicle within 5 metres of crosswalk	Section 3 d. v.	\$25.00
11	Park or stand vehicle within designated pedestrian crosswalk	Section 3 d. vi.	\$25.00
12	Park or stand a vehicle within 16 metres of level railway crossing	Section 3 d. vii.	\$25.00
13	Park or stand a vehicle for longer than 3 hours	Section 3 d. viii	\$25.00
14	Park or stand vehicle on highway displaying vehicle for sale	Section 3 e. i.	\$25.00
15	Park or stand a vehicle on a highway to wash, grease or repair	Section 3 e. ii.	\$25.00
16	Park or stand a vehicle on a highway by excavation or		

NOTE:

The penalty provisions for the offences indicated above is Section 4 of Municipality of Hastings Highlands By-Law 2012 -- 068, a certified copy of which has been filed.

Set Fine Schedule
THE MUNICIPALITY OF HASTINGS HIGHLANDS
 Part II Provincial Offences Act

By-law 2012 - 068 Parking By-Law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
1	Park bicycle to interfere with pedestrians	Section 2 j.	\$25.00
2	Park or stand vehicle on road with curb carrying two-way traffic with right front and right rear wheels parallel to and more than 30 centimeters from the curb	Section 3 a. i.	\$25.00
3	Park or stand vehicle on road with no/rolled curb carrying two-way traffic with right front and right rear wheels over sidewalk, footpath or any part of the road where grass is grown or not intended for use of vehicles	Section 3 a. ii.	\$25.00
4	Park or stand vehicle on road with curb carrying one-way traffic with wheels parallel to and more than 30 centimeters from curb	Section 3 b. i.	\$25.00
5	Park or stand vehicle on road with no/rolled curb carrying one-way Traffic with wheels over sidewalk, footpath or any part of road where Grass is grown or not intended for use of vehicles	Section 3 b. ii.	\$25.00
6	Park or stand vehicle on sidewalk, boulevard or footpath	Section 3 c.	\$25.00
7	Park or stand vehicle on highway when prohibited by traffic control device or during times as displayed by traffic control device	Section 3 d. i.	\$25.00

NOTE:

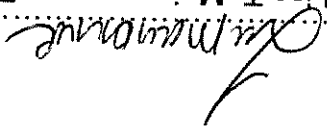
The penalty provisions for the offences indicated above is Section 4 of Municipality of Hastings Highlands By-Law 2012 – 068, a certified copy of which has been filed.

PROVINCIAL OFFENCES ACT

Part II

IT IS ORDERED pursuant to the provisions of the *Provincial Offences Act* and the rules for the Ontario Court of Justice, that the amount set opposite each of the offences in the schedule of offences under the Provincial Statutes and Regulations thereunder and Municipal By-law No. 2012-068 of the Municipality of Hastings Highlands, Hastings County, attached hereto is the set fine for that offence. This Order is to take effect on April 23rd, 2013.

Dated at Ottawa this 23rd day of April 2013.


Lise T. Maisonneuve, Regional Senior Justice
Ontario Court of Justice
East Region

THE HONORABLE LISE T. MAISONNEUVE
REGIONAL SENIOR JUSTICE
ONTARIO COURT OF JUSTICE
EAST REGION
161 ELGIN STREET, 6TH FLOOR
OTTAWA, ONTARIO K2P 2L1



L'HONORABLE LISE T. MAISONNEUVE
JUGE PRINCIPALE RÉGIONALE
COUR DE JUSTICE DE L'ONTARIO
RÉGION DE L'EST
161, RUE ELGIN, 6^{ÈME} ÉTAGE
OTTAWA (ONTARIO) K2P 2L1
TELEPHONE/TELEPHONE (613) 239-1520
FAX/TELECOPIEUR (613) 239-1572

April 23rd, 2013

Municipality of Hastings Highlands
P.O. Box 130
Maynooth, Ontario
K0L 2S0

Attention: Ms. Cathy Bujas

Dear Ms. Bujas,

**Re: Set Fines – Provincial Offences Act – Part II
By law No. 2012-068: Parking**

Please find enclosed the original Order dated April 23rd, 2013 and original schedule of set fines for By-Law No. 2011-055 (Part II), the By-law indicated in the schedule. The setting of the fines does not constitute my approval of the short form of wording used to describe the offences. Please ensure that a copy of the said documents is forwarded to the Provincial Offences Office, which has jurisdiction for the Municipality of Hastings Highlands.

Yours truly,

Lise T. Maisonneuve
Regional Senior Justice
East Region
Enclosures

RECEIVED
APR 29 2013