

THE CORPORATION OF THE TOWNSHIP OF FRONTENAC ISLANDS

BY-LAW NO. 8-2004

A BY-LAW MADE PURSUANT TO THE AUTHORITY GRANTED TO THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF FRONTENAC ISLANDS:

1. TO PASS BY-LAWS WITHIN THE SPHERE OF JURISDICTION CONCERNING HIGHWAYS, INCLUDING PARKING AND TRAFFIC ON HIGHWAYS PURSUANT TO SECTION 11 OF THE *MUNICIPAL ACT, 2001*, S.O. 2001, CHAPTER 25, AS AMENDED;
2. TO PROVIDE FOR THE ENFORCEMENT OF THE MATTERS SET OUT IN THIS BY-LAW IN THE MANNER PRESCRIBED BY THE *PROVINCIAL OFFENCES ACT*, R.S.O. 1990, CHAPTER P.33, AS AMENDED.

PART 1 - DEFINITIONS

1. (a) For the purpose of this by-law,
 - (i) "abandoned vehicle" means any vehicle apparently abandoned on a highway, or which is inoperable or which, if a motor vehicle, does not carry proper registration plates;
 - (ii) "authorized sign" means any sign or roadway, curb or sidewalk marking (including yellow paint on curbs) or other device placed or erected on a roadway by the municipality or any other government body having jurisdiction for the purpose of regulating, warning or guiding traffic.
 - (iii) "boulevard" means that part of the highway which lies between the shoulder or curb and the property line including any municipal sidewalk;
 - (iv) "by-law enforcement officer" means such one or more persons designated as provincial offence officers under the *Provincial Offences Act* and appointed by the municipality for the purpose of enforcing the provisions of this by-law;
 - (v) "Dawson's Point ferry line" means the portion of Road 7051 along its easterly limit on Wolfe Island that is delineated by line markings for the exclusive use of vehicles that are parked while waiting to load onto the Wolfe Islander III ferry;
 - (vi) "disabled person parking permit" means a disabled person parking permit issued under the *Highway Traffic Act* or a permit, number plate or other marker or device issued by another jurisdiction and recognized under that Act;
 - (vii) "disabled person parking space" means a parking space designated for the exclusive use of a vehicle displaying a disabled person parking permit in accordance with the requirements of the *Highway Traffic Act* and the regulations made thereunder and this by-law;
 - (viii) "entranceway" means a private road, driveway, lane or other means of access for vehicles to and from a highway;
 - (ix) "fire route" shall mean a private roadway or any part thereof designated as a fire route by the posting of fire route signs;

- (x) "highway" includes a common or public highway, street, road, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, designed and intended for, or used by the general public for the passage of vehicles, and includes the surface, roadway, median strip, shoulder, grassed area, boulevard, ditch, berm, gutter and any other portion of the road allowance owned by or under the jurisdiction of the municipality;
- (xi) "intersection" means the area embraced within the prolongation or connection of the lateral curb lines or, if none, then of the lateral boundary lines of two or more highways that join one another at an angle, whether or not one highway crosses the other;
- (xii) "Marysville ferry line" means those portions of Road 96 along its northerly limit and Centre Street along its easterly limit on Wolfe Island that are delineated by line markings for the exclusive use of vehicles that are parked while waiting to load onto the Wolfe Islander III ferry;
- (xiii) "motor vehicle" includes an automobile, motorcycle, motor assisted bicycle and any other vehicle propelled or driven otherwise than by muscular power, but does not include a motorized snow vehicle, a motor assisted bicycle, traction engine, farm tractor, self-propelled implement of husbandry or road-building machine;
- (xiv) "municipality" means The Corporation of the Township of Frontenac Islands;
- (xv) "no parking zone" means any portion of a highway indicated by one or more authorized signs as a place where a vehicle shall not be parked or allowed to stand at any time or, if times are stated on the authorized signs, at such times;
- (xvi) "no stopping zone" means any portion of a highway indicated by one or more authorized signs as a place where a vehicle shall not be stopped at any time or, if times are stated on the authorized signs at such times.
- (xvii) "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;
- (xviii) "parking infraction" means any unlawful parking or stopping of a vehicle contrary to the provisions of this by-law;
- (xix) "parking infraction notice" means a certificate of parking infraction and parking infraction notice in a form prescribed by regulations under the *Provincial Offences Act*;
- (xx) "pedestrian" includes a person afoot and an invalid or child in a wheelchair or carriage;
- (xxi) "person" means and includes any person, firm or corporation;
- (xxii) "private property" shall mean any property that is not municipal property or a highway;
- (xxiii) "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;
- (xxiv) "property owner" shall mean any person, firm or corporation that owns or occupies a property and includes a tenant or licensee;

- (xxv) "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 or more separate roadways, the term "roadway" refers to any one roadway separately and not to all the roadway collectively;
 - (xxvi) "school bus loading zone" means any portion of a highway indicated by authorized signs on the highway as an area designated for school bus loading;
 - (xxvii) "set fine" means the fine for an offence under this by-law approved by the Chief Judge of the Ontario Court of Justice;
 - (xxviii) "sidewalk" means the portion of a highway constructed or designated for the exclusive use of pedestrians;
 - (xxix) "shoulder" means that portion of the highway which is unpaved and immediately adjacent to the roadway and which is not improved, designed or ordinarily used for vehicular traffic;
 - (xxx) "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;
 - (xxxi) "statutory holiday" means New Year's Day, Good Friday, Victoria Day, Canada Day, Labour Day, Thanksgiving Day, Christmas Day, Easter Sunday, and any other public holiday declared by proclamation of the Lieutenant Governor to be a holiday for the purposes of the *Retail Business Holidays Act*, R.S.O. 1990, c.R.30;
 - (xxxii) "stop" or "stopping", when prohibited, means the halting of a vehicle, even momentarily, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a constable or other police officer or of a traffic control sign or signal;
 - (xxxiii) "Treasurer" means the Treasurer of the municipality;
 - (xxxiv) "vehicle" includes a motor vehicle, motor assisted bicycle, 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, the cars of electric or steam railways running only upon rails.
- (b) Any expression or term used in this by-law and not specifically defined shall have the same meaning that such expression or term has under the *Highway Traffic Act*, R.S.O. 1990, c. H.8, as amended.
 - (c) 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 when daylight saving time is in effect, in which case, it shall be daylight saving time.

PART II - PARKING INFRACTIONS

2. No person shall park a vehicle on a highway:
 - (a) in a No Parking Zone;
 - (b) in a Restricted Parking Zone when parking is prohibited; or
 - (c) on any highway at any time between 1:00 a.m. and 7:00 a.m. on any day between December 1 of one year and March 31 of the following year;
 - (d) in front of or within 1.5 metres (5 feet) of an entranceway so as to obstruct vehicles using the entranceway;
 - (e) within 7.5 metres (25 feet) of an intersection not controlled by traffic signals;

- (f) in front of an entrance to or exit from any building or enclosed space in which persons may be expected to congregate in large numbers including, but not limited to a church, community hall;
- (g) in a position or place that prevents or is likely to prevent the movement of any vehicle already parked on the highway;
- (h) in such a manner as to interfere with the clearing of snow, street sweeping, the cutting of grass, or the removal of weeds on the whole or any part of a highway;
- (i) in a school bus loading zone during the times stated on the signs designating the zone or, if no times are stated, between 8:00 a.m. and 5:00 p.m. on any day when the school is open for educational purposes;
- (j) in a disabled person parking space, unless the vehicle is designated as a handicapped vehicle and the handicapped person is the driver or passenger in such vehicle; or
- (k) on a fire route.

3. No person shall park or stop a vehicle on a highway:

- (a) in a No Stopping Zone;
- (b) so as to obstruct a sidewalk or an intersection;
- (c) in such a manner as to interfere with the free, unobstructed and normal use of the highway by other traffic;
- (d) on the roadway alongside of any stopped or parked vehicle;
- (e) upon any bridge;
- (f) on any boulevard;
- (g) alongside or across the highway from any excavation or obstruction in the roadway when the free flow of traffic would thereby be impeded; or
- (h) so as to interfere with the formation of a funeral procession.

4. No person shall, having regard to the direction a vehicle was proceeding, park the vehicle on the right-hand side of any highway except as follows:

- (a) where there is a raised curb on the right side of the roadway with its right front and right rear wheels or runners of the vehicle parallel to and distance not more than 0.15 metres (6 inches) out from such curb; or
- (b) where there is no curb or a rolled curb on the right side of the roadway with the right front and right rear wheels parallel to and as near to the right hand limit of the shoulder as is practicable, without stopping or parking upon a sidewalk or footpath, or any part of the highway where grass is grown or which is not intended for the use of vehicles.

5. No person shall, having regard to the direction a vehicle was proceeding, park or stop the vehicle on the left-hand side of any highway.

6. No person shall park an abandoned vehicle on any highway at any time.

PART III - EMERGENCY VEHICLES

7. The provisions of Part II of this by-law do not apply to ambulance, police department vehicles, fire department vehicles or other emergency vehicles.

PART IV - DESIGNATION OF ZONES

8. Those highways or parts of highways as set out in Schedule 1 to this by-law are hereby designated as No Parking zones at all times
9. Those highways or parts of highways set out in Schedule 2 to this by-law are hereby designated as No Stopping zones at all times.
10. Those highways or parts of highways set out on Schedule 3 to this by-law are hereby designated as Restricted Parking zones during the restricted times indicated.
11. The municipality shall erect or cause to be erected traffic control signs indicating the location and applicable times of each No Parking Zone, No Stopping Zone and Restricted Parking Zone

PART IV - ENFORCEMENT - GENERAL

12. Any vehicle parked in contravention of the provisions of this by-law may, on the order of a police officer or by-law enforcement officer be moved or towed to or stored at a licensed wrecking yard, dump or other suitable location at the owner's risk, expense and cost.
13. All costs and charges for the removal, towing, care and storage of a motor vehicle shall form a lien on the motor vehicle and may be enforced in the manner prescribed by s.4 of the *Repair and Storage Liens Act* R.S.O. 1990, Chapter R.25, as amended.
14. Every person who contravenes any provision of this by-law is guilty of an offence and upon conviction is liable to a fine.
15. The driver of a vehicle involved in the commission of an offence, not being the owner, is liable to any penalty provided under this by-law, and the owner of the vehicle is also liable to such a penalty unless, at the time the offence was committed, the vehicle was in the possession of a person other than the owner without the owner's consent.
16. For parking infractions of a continuing nature, an offence shall be deemed to have been committed on each day or part thereof upon which such infraction continues.

PART V - ENFORCEMENT - PARKING INFRACTION NOTICE

17. Any person who commits an offence that he or she does not wish to dispute may, within seven (7) days of the time when a parking infraction notice was attached to the vehicle, deliver between 9:00 a.m. and 4:30 p.m. from Monday to Friday, exclusive of statutory holidays, the notice and the amount of the voluntary payment set out on the parking infraction notice to the Treasurer or other designated official on duty at the municipal offices in either Marysville or on Howe Island who is authorized to accept such payment and furnish an official receipt therefor.
18. The amount of the voluntary payment that may be paid in respect of offences under this by-law is as set out in Schedule 4.
19. Any person who is served with a parking infraction notice and wishes to plead not guilty may, within fifteen (15) days of the time when the parking infraction notice was attached to the vehicle, deliver to the Treasurer or other designated official on duty at the municipal offices in Marysville or on Howe Island between 8:30 a.m. and 4:30 p.m. from Monday to Friday, exclusive of statutory holidays, the notice with the not guilty plea on the notice signed together with the form on the notice indicating his desire to appear or be represented at trial.


- 20. Upon failure to either make payment of the voluntary payment in accordance with paragraph 17 of this by-law or deliver the notice in accordance with paragraph 19 of this by-law within the time prescribed, a person shall become liable to be convicted pursuant to Part II of the *Provincial Offences Act* or, at the option of the municipality, liable for prosecution pursuant to Part III of the *Provincial Offences Act*.

PART VII - ADMINISTRATION

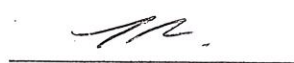
- 21. The By-law Enforcement Officer shall be responsible for the administration and enforcement of this by-law.

READ A FIRST AND SECOND TIME THIS 10th DAY OF MAY, 2004

READ A THIRD TIME AND PASSED this 10th day of May, 2004



Jim Vanden Hoek - Mayor



Terry O'Shea - Clerk/CAO

Schedule 1

NO PARKING ZONES

1. East side of Hitchcock Street
2. East side of Division Street
3. East side of Centre Street
4. East side of Leander Street
5. East side of Victoria Street
6. East side of St. Lawrence Street
7. East side of Barrett Street
8. Both sides of Cross Street
9. Both sides of Going Street
10. Both sides of Eliza Street
11. Both sides of Lucinda Street
12. Both sides of the Third Line Road from Easy Lane south to the entrance gate to the Big Sandy Bay Management Area

Schedule 2

NO STOPPING ZONES

1. West side of Marysville Ferry Dock immediately in front of the municipal fire hall.
2. East side of Road 95 immediately in front of the Emergency Services Building

Schedule 3

RESTRICTED PARKING ZONES

	Location	Restricted Times
1.	Dawsons Point ferry line	During the loading or unloading of the Wolfe Islander III Ferry or any substitute unless the vehicle is actually in the process of being loaded.
2.	Marysville ferry line	During the loading or unloading of the Wolfe Islander III Ferry or any substitute unless the vehicle is actually in the process of being loaded
3.	Dawsons Point ferry line	For more than a total of 3 hours between 12:00 a.m. and 7:00 a.m. on any day
4.	Marysville ferry line	For more than a total of 3 hours between 12:00 a.m. and 7:00 a.m. on any day

Schedule 4

Voluntary Payments

Offence	Section	Voluntary Payment
Parking in no-parking zone	Section 2(a)	\$10.00
Parking in restricted parking zone when prohibited	Section 2(b)	\$50.00
Parking on highway during winter hours	Section 2(c)	\$10.00
Obstructing entrance	Section 2(d)	\$10.00
Parking too close to intersection	Section 2(e)	\$10.00
Obstructing entrance from building	Section 2(f)	\$10.00
Obstructing a parked vehicle	Section 2(g)	\$10.00
Interfering with road maintenance	Section 2(h)	\$10.00
Parking in school bus loading zone when prohibited	Section 2(i)	\$10.00
Parking in disabled person parking space without a permit	Section 2(j)	\$300.00
Parking on fire route	Section 2(k)	\$10.00
Parking in no-stopping zone	Section 3(a)	\$10.00
Stopping in no-stopping zone	Section 3(a)	\$10.00
Obstructing sidewalk	Section 3(b)	\$10.00
Obstructing intersection	Section 3(b)	\$10.00
Obstructing other vehicle	Section 3(d)	\$10.00
Parking on bridge	Section 3(e)	\$10.00
Stopping on bridge	Section 3(e)	\$10.00
Parking on boulevard	Section 3(f)	\$10.00
Stopping on boulevard	Section 3(f)	\$10.00

Offence	Section	Voluntary Payment
Obstructing traffic in construction zone	Section 3(g)	\$10.00
Interfering with funeral procession	Section 3(h)	\$10.00
Parked too far from curb	Section 4(a)	\$10.00
Parked too far from edge of roadway	Section 4(b)	\$10.00
Park on left-hand side of highway	Section 5	\$10.00
Stop on left-hand side of highway	Section 5	\$10.00
Park abandoned vehicle	Section 6	\$10.00

THE CORPORATION OF THE TOWNSHIP OF FRONTENAC ISLANDS

BY-LAW NO. 15-2004

A BY-LAW TO AMEND PARKING BY-LAW No. 8-2004

WHEREAS Council passed Parking By-Law No. 8-2004;

AND WHEREAS Sections 17 and 18 contain provisions for voluntary payments by those persons who commit an offence who do not wish to dispute it;

AND WHEREAS Council wishes to amend Sections 17 and 18 of By-law 8-2004.

NOW THEREFORE BE IT ENACTED AS FOLLOWS:

1. Section 17 of By-Law 8-2004 is hereby deleted and the following substituted therefor:

"Any person who commits an offence that he or she does not wish to dispute may, within 15 days of the time when a parking infraction notice was attached to the vehicle, deliver between 9:00 a.m. and 4:00 p.m. from Monday to Friday, exclusive of statutory holidays, the notice and the amount of the set fine set out on the parking infraction notice to the Treasurer or other designated official on duty at the municipal offices on either Wolfe Island or on Howe Island who is authorized to accept such payment and furnish an official receipt therefor."

2. Section 18 and Schedule 4 of By-Law 8-2004 are hereby deleted and the following substituted therefor:


"The amount of the set fine that may be paid in respect of offences under this by-law shall be as approved by the Chief Judge of the Ontario Court of Justice."

3. In all other respects, By-Law 8-2004 is hereby confirmed.

Read a first and second time this 12th day of July, 2004.

Read and third time and finally passed this 12th day of July, 2004.

THE CORPORATION OF THE TOWNSHIP
OF FRONTENAC ISLANDS



Jim Vanden Hoek – Mayor



Terry J. O'Shea – Clerk

THE CORPORATION OF THE TOWNSHIP OF FRONTENAC ISLANDS

BY-LAW NO. 22-2004

A BY-LAW TO AMEND PARKING BY-LAW NO. 8-2004

WHEREAS Council passed Parking By-Law No. 8-2004;

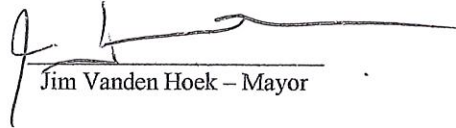
AND WHEREAS Council wishes to amend Schedule 1 of By-Law No. 8-2004;

NOW THEREFORE be it enacted as follows:

1. Schedule 1 of By-Law No. 8-2004 is amended by adding the following:
 13. West side of Howe Island Drive from the North Shoreline of the St. Lawrence River south a distance of 50 metres.
2. In all other respects, By-Law No. 8-2004 as previously amended is hereby confirmed.
2. This By-Law comes into force and takes effect on the date of passing.

READ A FIRST AND SECOND TIME THIS 12th DAY OF OCTOBER, 2004.

READ A THIRD TIME AND PASSED THIS 12th DAY OF OCTOBER, 2004.



Jim Vanden Hoek – Mayor



Terry O'Shea – Clerk/CAO

THE CORPORATION OF THE TOWNSHIP OF FRONTENAC ISLANDS

BY-LAW No. 25-2004

A BY-LAW TO AMEND PARKING BY-LAW NO. 8-2004

WHEREAS Council passed Parking By-Law No. 8-2004 and amending By-Laws No. 15-2004 and No. 22-2004; and

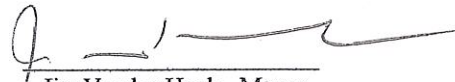
WHEREAS Council wishes to amend Schedule 1 of By-Law No. 8-2004 as amended:
now

THEREFORE be it enacted as follows:


1. Schedule 1 of By-Law No. 8-2004 is amended by deleting # 5 - "East side of Victoria Street" and replacing it with # 5 - "West side of Victoria Street" and by deleting # 10 - "both sides of Eliza Street" and replacing it with # 10 - "South side of Eliza Street".
2. In all other respects, By-Law No. 8-2004 as previously amended is hereby confirmed.
3. This By-Law comes into force and takes effect on the date of passing.

READ A FIRST AND SECOND TIME THIS 8th DAY OF NOVEMBER, 2004.

READ A THIRD TIME AND PASSED THIS 8th DAY OF NOVEMBER, 2004.



Jim Vanden Hoek - Mayor



Terry O'Shea - Clerk/CAO

CORPORATION OF THE TOWNSHIP OF FRONTENAC ISLANDS

BY-LAW NO. 25-2007

BEING a By-Law to amend parking by-law No. 8-2004 as amended.

WHEREAS Section 11(3) of the Municipal Act S.O., 2001, c. 25 authorizes a municipality to pass by-laws regulating parking; and

WHEREAS the Council of the Corporation of the Township of Frontenac Islands deems it necessary to amend parking by-law No. 8-2004 as amended; now

THEREFORE the Council of the Township of Frontenac Islands enacts as follows:

1. That by-law No. 8-2004 be amended to include the following under Part 1 Definitions:

- 1.(a) (xxxv) "Town Hall Square" means the property owned by the Township of Frontenac Islands located at 1191 Road 96, Wolfe Island.

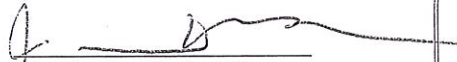
2. That Schedule 3 to By-Law No. 8-2004 be amended to include the following:

Location	Restrictions
5. The East side of the Town Hall Square	No parking in those areas reserved for staff or volunteer parking Parking limited to 1 hour for those with municipal business at Town Hall or visitors to Tourist Information Centre.

3. That in all other respects, By-Law No. 8-2004 as previously amended is hereby confirmed.
4. That this by-law shall come into force on the date of its final passing.

READ a first and second time this 13th day of August, 2007.

READ a third time and finally passed this 13th day of August, 2007.



Jim Vanden Hoek - Mayor



Terry O'Shea - Clerk/CAO

THE CORPORATION OF THE TOWNSHIP OF FRONTENAC ISLANDS

BY-LAW No. 13-2010

A BY-LAW TO AMEND PARKING BY-LAW NO. 8-2004

WHEREAS Council passed Parking By-Law No. 8-2004 and amending By-Laws No. 15-2004, No. 22-2004, No. 25-2004 and No. 25-2007; and

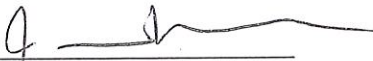
WHEREAS Council wishes to amend Schedule 1 of By-Law No. 8-2004 as amended:
now

THEREFORE be it enacted as follows:


1. Schedule 1 of By-Law No. 8-2004 is amended by deleting # 4 - "East side of Leander Street" and replacing it with # 4 - "West side of Leander Street".
2. In all other respects, By-Law No. 8-2004 as previously amended is hereby confirmed.
3. This By-Law comes into force and takes effect on the date of passing.

READ a first and second time this 12th day of April, 2010.

READ a third time and passed this 12th day of April, 2010.



Jim Vanden Hoek - Mayor



Terry O'Shea - Clerk/CAO

THE CORPORATION OF THE TOWNSHIP OF FRONTENAC ISLANDS

BY-LAW No. 14-2016

A BY-LAW TO AMEND PARKING BY-LAW NO. 8-2004

As amended by No. 15-2004, 22-2004, 25-2004, 25-2007, 13-2010, 25-12

WHEREAS Council wishes to amend By-Law No. 8-2004 as amended:

NOW THEREFORE be it enacted as follows:

PART II - PARKING INFRACTIONS


1. No person shall park a vehicle on a highway:
 - (k) All vehicles waiting in line for the ferry;
 - (i) Shall park within the designated ferry parking lane;
 - (ii) Shall not block a private driveway or intersection, but must pull up to the hash marks on the pavement;
 - (iii) Must park directly behind the last vehicle in line closest to the front of the Ferry line, leaving a maximum of 1 metre from the vehicle in front of them.

In all other respects, By-Law No. 8-2004 as previously amended is hereby confirmed.


This By-Law comes into force and takes effect on the date of passing.

READ A FIRST AND SECOND TIME THIS 13th DAY OF JUNE, 2016.

READ A THIRD TIME AND PASSED THIS 13th DAY OF JUNE, 2016.



Mayor Denis Doyle
Township of Frontenac Islands, Ontario



Darlene Plumley - Clerk/CAO