

MUNICIPALITY OF NORTH MIDDLESEX  
By-law #42 of 2017

A BY-LAW TO REGULATE AND CONTROL PARKING IN THE MUNICIPALITY  
OF NORTH MIDDLESEX

WHEREAS Chapter M.45, Section 131, R.S.O. 1990 of the Municipal Act authorizes municipalities to enact by-laws pertaining to prohibiting parking on private or municipal property; and

WHEREAS the Council of the Municipality of North Middlesex deems it expedient to enact a By-law regulating and controlling parking in the municipality;

NOW THEREFORE the Council of the Municipality of North Middlesex hereby repeals By-Law #34 of 2014 and enacts as follows:

SHORT FORM TITLE: This By-law shall be referred to as The Parking By-law

DEFINITIONS:

1. In this By-law the following terms shall have the meanings set out below:
  - (a) "By Law Enforcement Officer" means any employee(s) of the Municipality of North Middlesex who is designated as such by by-law.
  - (b) "E.M.S." means any Emergency Medical Services, including but not limited to Ambulance, Police and Fire services.
  - (c) "Highway" includes a common and/or public highway, street, avenue, boulevard, parkway, driveway, square, place, bridge, shoulder, viaduct or trestle, any part of which is intended for or used by the general public for the passage of motor vehicles.
  - (d) "Intersection" means the area embraced within the prolongation or connection of the lateral curb lines, or, if none, then of the lateral boundary line of two or more highways that join one another at an angle, whether or not one highway crosses the other.
  - (e) "Motor Vehicle" includes an automobile, motorcycle, motor assisted bicycle, motorized snow vehicle and any other vehicle propelled or driven otherwise than by muscular power.
  - (f) "Motor Vehicle Owner" means the registered owner of a motor vehicle as registered with the Ministry of Transportation of Ontario.
  - (g) "Official Sign" means a sign approved by the Ministry of Transportation.

- (h) "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 actively engaged in loading or unloading goods or passengers.
  - (i) "Roadway" means the part of a 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.
  - (j) "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 a traffic control sign or signal.
  - (k) "Sidewalk" means any public walkway or that portion of a highway between either the curb line or the lateral line of a roadway and the adjacent property line, primarily intended for the use of a pedestrian.
  - (l) "Wheelchair" means a chair mounted on wheels, driven by muscular or any kind of power and used for the carriage of a person who has a physical defect or disability.
  - (m) "Vehicle" includes a motor vehicle, trailer, commercial tractor and/or trailer or combination thereof, traction engine, farm tractor, road building machine, bicycle and any vehicle drawn, propelled, or driven by any kind of power, including muscular power.
  - (n) "Designated Disabled Parking Space" means a parking space designated under this by-law for the exclusive use of a vehicle displaying a permit in accordance with the requirements of the Highway Traffic Act and the regulations made thereunder and this By-law.
2. 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 periods it shall be daylight savings time.
3. OBEDIENCE TO TRAFFIC REGULATIONS:  
The Municipal By-law Enforcement Officer or Officers duly appointed by the Municipality of North Middlesex shall enforce the provisions of this by-law. Also, that written permission from the County of Middlesex to issue parking infractions on the connecting links within North Middlesex has been obtained as attached and forming parts of this by-law.

4. GENERAL STOPPING AND PARKING REGULATIONS:

No person shall stop a vehicle on a highway in any of the following places:

- i) On or over a sidewalk;
- ii) Within an intersection;
- iii) Alongside or across the highway from any excavation or obstruction in the roadway when the free flow of traffic would thereby be impeded;
- iv) On the roadway alongside of any stopped or parked vehicle;
- v) Upon any bridge

5. No person shall park a vehicle on a highway in any of the following places:

- i) In front or within 1 meter of a driveway or laneway or so as to obstruct vehicles in the use of a driveway or laneway;
- ii) On or over a sidewalk;
- iii) Within 3 metres of a point in the edge of the roadway and nearest a fire hydrant;
- iv) Within 9 metres of an intersection;
- v) On any highway having an overall width of less than 6 metres;
- vi) In such a position which obstructs traffic or which will prevent the convenient removal of any other vehicle previously parked;
- vii) On any street except upon the right-hand side of the roadway, having regard for the direction in which the vehicle is required to proceed, and when parked on a roadway, the right front and rear wheels or runners of the vehicle shall be parallel to and distant not more than 0.3 metres from the right-hand edge of the roadway adjacent to which such vehicle is parked;
- viii) Subsection (vii) shall not apply where angle parking is authorized by this by-law, or upon one-way streets as authorized by this by-law.

6. Where signs in accordance with the Regulations of the Highway Traffic Act are erected and are on display, no person shall park a vehicle on a highway:

- i) Within 15 metres of an intersection, or
- ii) Within 7.5 metres of any fire hall or E.M.S. entrance on the side of the highway on which the fire hall or E.M.S. building is located.
- iii) On any highway between the hours of 2:00 a.m. and 6:00 a.m.
- iv) Where signs in accordance with the Regulations of the Highway Traffic Act are erected and are on display, no person shall stop a vehicle on any highway as set out in Schedule "B" attached to and forming part of this By-law.

## PARKING PROHIBITIONS AND RESTRICTIONS ON CERTAIN HIGHWAYS AND MUNICIPAL PARKING LOTS

### 7. NO PARKING

- (a) Where signs in accordance with the Regulations of the Highway Traffic Act are erected and are on display, no person shall park a vehicle on any highway at the side and between the limits set out respectively in Columns 1, 2, and 3 of Schedule "A" to this By-law during the prohibited times set out in Column 5 of the said Schedule.
- (b) No person shall park a motor vehicle within the limits or a driveway so as to create an obstruction.
- (c) No person shall park a commercial tractor and/or trailer or combination thereof with more than two axels in any municipal parking lot at any time.
- (d) No person shall park a motor vehicle in the Municipal Parking Lot located at 229 Parkhill Main Street between the hours of 11:00 p.m. and 07:00 a.m.

### 8. RESTRICTED PARKING

Where signs in accordance with the Regulations of the Highway Traffic Act are erected and are on display, no person shall park a vehicle on any highway at the side and between the limits set out respectively in Columns 1, 2, and 3 of Schedule "B" to this By-law during the times set out in Column 4 of the said Schedule for a longer period than set out in Column 5 of the said Schedule.

- 9. The provisions of this by-law affecting traffic on highways designated as the connecting link pursuant to the Public Transportation and Highway Traffic Act shall not become operative until approval by the County of Middlesex has been received.

## ON-STREET AND OFF-STREET DISABILITY PARKING

- 10. In this Part, "official sign" means a sign in the form set out in Schedule F of this by-law.

11. Notwithstanding the provisions of this or any other by-law, no person shall park, stand, stop or leave a motor vehicle in any designated parking space set out in Schedule E of this by-law except a motor vehicle:

- i) That is operated by or carries a disabled person, and
- ii) That is identified by a current original identifying marker; and
- iii) That is parked entirely within a designated parking space.

12. DISPLAY OF PERMIT

An identifying marker shall be displayed on:

- (a) The inner surface of the windshield, as close as practicable to the lower left-hand corner and as close as practicable to the left-hand side of the motor vehicle, or
- (b) The outer surface of the sun visor on the left-hand side of the motor vehicle so as to be visible through the windshield from the exterior of the car when the sun visor is in a lowered position.

13. PROHIBITIONS REGARDING PERMITS

No person shall:

- (a) Deface or alter any current original identifying marker furnished by the Ministry of Transportation;
- (b) Use or permit the use of a defaced or altered current original identifying marker furnished by the Ministry of Transportation;
- (c) Use or permit the use of a current original identifying marker furnished by the Ministry of Transportation except the disabled person to whom the current original identifying marker is furnished; or a person transporting such disabled person;
- (d) Without the authority of the person to whom a current original identifying marker has been issued, remove a current original identifying marker furnished by the Ministry of Transportation from a motor vehicle.

14. DESIGNATION OF PARKING SPACES

- (a) Where in a public parking lot or facility where one or more parking spaces are intended for the sole use of a vehicle of a disabled person, the owner or operator of the public parking lot or facility shall identify each such parking space by erecting one or more official signs in such a manner that the official sign or signs shall be clearly visible to the operator of any vehicle approaching or entering such parking space.

(b) Where the requirements of subsection (1) of this section are complied with, each such parking space is for the purposes of this by-law a designated parking space for the sole use of vehicles of disabled persons.

15. PENALTIES

Where a motor vehicle has been left parked, stopped or left standing in contravention of the By-law, the owner of the motor vehicle, notwithstanding that he was not the driver of the motor vehicle at the time of the contravention of the by-law, is guilty of an offense and is liable to the fine prescribed for the offense in Schedule "D", unless, at the time of the offense, the vehicle was in the possession of some person other than the owner than the owner without the owner's consent.

16. POWERS OF OFFICER TO REMOVE VEHICLE

Upon discovery of any vehicle parked, stopped, or left standing in contravention of this by-law, and appropriate signage is erected, an Officer appointed for the carrying out of the provisions of this by-law may cause it to be moved or taken to and placed 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 Lien Act.

17. THE REPEAL OF BY-LAWS

Upon approval of the Short Form Wordings for this by-law by the Ministry of the Attorney General, all other Parking By-laws will be repealed.

READ A FIRST AND SECOND TIME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2017.

READ A THIRD TIME AND FINALLY PASSED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2017.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CLERK

**Municipality of North Middlesex  
Schedule "A"  
By-Law No. 42 of 2017  
Parking Prohibited**

<b>Column 1 Highway</b>	<b>Column 2 Side or Sides</b>	<b>Column 3 From – To</b>	<b>Column 4 Time or Days</b>
Parkhill King Street	North	Main to 30 Metres West of Main	Anytime
Leonard Street (Parkhill)	South	Main to Ann	Anytime
Parkhill Ann Street	West	22 Metres N of Leonard to 11 Metres N of Leonard	Anytime
Parkhill Ann Street	West	11 Metres North of Leonard to John	8:00–9:30a.m. & 3:00–4:00p.m.
Parkhill Ann Street	East	10 Metres S of Leonard to 73 Metres N of Leonard	Anytime
Leonard Street (Parkhill)	North	Ann to 41 Metres East of Ann	8:00-9:30a.m & 3:00–4:00p.m.
William Street (Nairn)	Both	Alma to 130 Metres West	Anytime
Any Highway			2:00a.m – 6:00a.m.

**Municipal Parking Lots**

Parkhill King Street  
 32217 Kerwood Road  
 225 McLeod Street (Parkhill)  
 147 Ailsa Craig Main Street (Ailsa Craig)  
 155 Annie Ada Shipley Street (Ailsa Craig)  
 229 Parkhill Main Street (Parkhill)

**Municipality of North Middlesex  
Schedule "B"  
By-Law No. 42 of 2017  
Parking Restriction**

<b>Column 1 Highway</b>	<b>Column 2 Side or Sides</b>	<b>Column 3 From – To</b>	<b>Column 4 Time or Days</b>	<b>Column 5 Max Period Allowed</b>
Parkhill King Street	South	Main to Ann	8:00a.m. to 6:00p.m. Monday to Saturday	2 Hours
Parkhill King Street	North	Along the Erected	8:00a.m. to 6:00p.m. Monday to Saturday	30 Minutes
Hastings Street (Parkhill)	North	Main to Pearl	8:00a.m. to 6:00p.m. Monday to Saturday	2 Hours
Hastings Street (Parkhill)	South	Main to Pearl	8:00a.m. to 6:00p.m. Monday to Saturday	2 Hours
Mill Street (Parkhill)	North	Main to 100 Metres West of Intersection	8:00a.m. to 6:00p.m. Monday to Saturday	2 Hours
Mill Street (Parkhill)	South	Main to 100 Metres West of Intersection	8:00a.m. to 6:00p.m. Monday to Saturday	2 Hours
Jameson Street (Ailsa Craig)	East	Commencing at the Northerly limit of thence Northerly along the East limit of Jameson St a distance of 39 metres		2 Hours
Parkhill King Street	North	Main to Ann	8:00a.m. to 6:00p.m.	15 Minutes



**Municipality of North Middlesex  
Schedule "C"  
By-Law No. 42 of 2017  
Stopping Prohibited**

<b>Column 1 Highway</b>	<b>Column 2 Side or Sides</b>	<b>Column 3 From – To</b>	<b>Column 4 Time or Days</b>
Leonard Street (Parkhill)	South	Main to Ann	Anytime
Ann Street (Parkhill)	West	22 Metres S of Leonard to 11 Metres N of Leonard	Anytime
Ann Street (Parkhill)	East	22 Metres S of Leonard to 73 Metres N of Leonard	Anytime

**Municipality of North Middlesex  
Schedule "D"  
By-Law No. 42 of 2017  
Part II Provincial Offences Act**

<b>Item:</b>	<b>Column 1 Short Form Wording</b>	<b>Column 2 Provision Creating or Defining Offence</b>	<b>Column 3 Set Fines</b>
1	Stop Vehicle on/over Sidewalk	4(i)	\$20.00
2	Stop Vehicle Within an Intersection	4(ii)	\$20.00
3	Stop – Impede Flow of Traffic	4(iii)	\$20.00
4	Stop on Roadway Side of Stopped/Parked Vehicle	4(iv)	\$20.00
5	Stop Vehicle Upon a Bridge	4(v)	\$20.00
6	Park Within 1 Metre of Driveway/Laneway	5(i)	\$20.00
7	Park on/over Sidewalk	5(ii)	\$20.00
8	Park Within 3 Metres of Fire Hydrant	5(iii)	\$20.00
9	Park Within 9 Metres of Intersection	5(iv)	\$20.00
10	Park on a Highway Less Than 6 Metres Wide	5(v)	\$20.00
11	Park – Prevent Removal of Previously Parked Vehicle	5(vi)	\$20.00
12	Park Facing Wrong Way	5(vii)	\$20.00
13	Park Within 15 Metres of an Intersection	6(i)	\$20.00
14	Park Within 7.5 Metres of Fire Hall or E.M.S. Entrance	6(ii)	\$20.00
15	Park on a Highway Between 2:00 a.m. and 6:00 a.m.	6(iii)	\$40.00
16	Stop in Prohibited Area	6(iv)	\$25.00
17	Park in Prohibited Area	7(a)	\$25.00
18	Park Over Time Limit	8	\$20.00
19	Park in Space Designated for Disability Parking Without Authority	11	\$300.00

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

**Municipality of North Middlesex  
Schedule “E”  
By-Law No. 42 of 2017  
Disability Parking By-Law (Locations)**

**On-Street Locations**

North Side of Parkhill King Street between Parkhill Main Street and Ann Street (2 Disability Space)

**Off –Street Locations**

North Middlesex Arena and Fitness Centre – 256 McLeod Street, Parkhill, ON (6 Disability Spaces)

North Middlesex District Community Centre – 225 McLeod Street, Parkhill, ON (1 Disability Space)

North Middlesex Municipal Office – 229 Parkhill Main Street, Parkhill, ON (2 Disability Spaces)

Ailsa Craig and District Co-operative Playschool – 155 Annie Ada Shipley Street, Ailsa Craig, ON (2 Disability Spaces)

**Municipality of North Middlesex  
Schedule "F"  
By-Law No. 42 of 2017  
Disability Parking By-Law (Proper Sign)**

**11.** A parking space designated on Crown land or under a municipal by-law for the use of persons with a disability or required by Ontario Regulation 191/11 (Integrated Accessibility Standards) made under the *Accessibility for Ontario with Disabilities Act, 2005* for the use of persons with a disability shall be distinctly indicated by erecting an accessible parking permit sign which shall,

- a) Be not less than forty-five centimetres in height and not less than thirty centimetres in width and bear the markings and have the dimensions as described and illustrated in the following Figure:

