

Being a by-law to ~~prohibit~~ parking on untravelled portions of highways.

WHEREAS the Council of the Township of Temagami pursuant to the provisions of the Municipal Act R.S.O. 1980, Chapter 302, Section 310(2) has the authority to pass by-laws for regulating and controlling the useXinc 1 using the use for parking purposes, of untravelled portions of highways under the jurisdiction of the Council.

AND WHEREAS the Coun 1 of the Township of Temagami pursuant to the provisions o the Municipal Act R.S.O. 1980, Chapter 30 has the authority to place, regulate and maintain upon publi ghways traffic signs for the purpose of guiding an irecting traffic.

AND WHE S the Council of the Township of Temagami pursuant to the nicipal Act R.S.O. 1980, Chapter 302, Section 321 has the au ority to impose fines of not more than \$2,000.00 exclusive of osts upon every person who contravenes any by-law of the cou 1 under the authority of the Act.

THEREFORE the Council of the Township of Temagami ENACTS AS FOLLOWS:

- . In this by-law:
 - a) "Township" means the Corporation of the Township of Temagami.
 - b) "Vehicle" includes an automobile, motorcycle, motor assisted bicycle unless otherwise indicated in this by-law and any other vehicle propelled or driven as well as bicycles driven by muscular power.
 - (c) "Untravelled Portion" of highways means that portion of highway lying between the travelled portion and the curb.
- 2. Parking of all motorized vehicles is prohibited on the untravelled portion of Highway #11, west side, beginning at the corner of Third Avenue and Highway #11 travelling south to the corner of Fourth Avenue (north side) and Highway #11, as per attached Schedule "A".
- 3. "NO PARKING" signs will be erected as required
- 4. Where a vehicle is found parked in contravention of this by-law then such vehicle may be removed at the sole risk and expense of the owner by any Provincial Offences Officer, Peace Officer or By-law Enforcement Officer appointed by the Township of Temagami.
- 5. Every owner of a vehicle left parked in contravention of this by-law, notwithstanding that he was not the driver of the vehicle at the t. imp nf t.hp rnnt.ravpntinn nf t.hp bv-law i s guilty of an offence and is liable to the fine prescribed for the offence, unless at the time of the offence the vehicle was in the possession of some person other than the owner without the owner's consent.

6. Any person who contravenes any provision of this by-law is guilty of an offence and is liable to a penalty of not more than \$50.00 exclusive of costs, and such penalty shall be recovered under the Summary Convictions Act or the Provincial Offences Act which is applicable.
7. When a vehicle is found parked in contravention of this by-law any officer¹ servant, agent of the Township so finding the vehicle may issue a summons, a parking infraction notice or attach to the vehicle a parking ticket in the form of a serial numbered notice stating:
 - (a) licence number or permit of the vehicle;
 - (b) date, time and place and nature of alleged offence;
 - (c) procedure for making payment.
8. Any servants, employees or agents employed or appointed by the Township are hereby appointed to enforce the provisions of this by-law.
9. This by-law comes into force and effect upon being finally passed provided that no provisions of this by-law shall be effective until the sign or signs if any, applicable to such provision have been erected and are on display.

Read a First, Second
and Third time this
day of
1990.



Reeve

Clerk

