

THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI

BY-LAW NO. 11-993

BEING a bylaw to amend By-law 09-826, being a by-law to provide for the regulating of traffic and vehicle parking, rate of speed, standing and stopping on highways or parts of highways under the jurisdiction of the Corporation of the Municipality of Temagami.

WHEREAS the Council of the Corporation of the Municipality of Temagami passed by-law 09-826, on the 26th day of February, 2009, under authority of the Municipal Act, 2001, S.O. 2001, c. 25 and Sections 128 and 137 of the Highway Traffic Act, R.S.O. 1990, Chapter H.8 as amended;

AND WHEREAS the said by-law provides for the use of set fines in accordance with Part II of the Provincial Offences Act;

AND WHEREAS Section 6 of the Courts of Justice Act, R.R.O. 1990, Regulation 200, provides that for the purpose of proceedings under Part I or II of the Provincial Offences Act, the amount of the fine for an offence is to be set by the Chief Judge of the Ontario Court (Provincial Division);

AND WHEREAS the Corporation of the Municipality of Temagami submitted By-law 09-826 to the Crown Law Office for review of said by-law and approval of the Short Wording as required for the Chief Justice to approve the recommended Set Fines Schedules attached to said by-law;

AND WHEREAS the Crown Law Office has recommended an amendment to By-law 09-826 in order to facilitate enforcement of said by-law through the Court;

NOW THEREFORE the Council of the Corporation of the Municipality of Temagami enacts as follows:

1. That the following definitions be added under section 1, with the remaining definitions to be renumbered accordingly:
 - “Rural neighborhood” means the area of the Municipality outside the urban neighborhood as defined in this bylaw;
 - “Urban neighborhood” means the areas in Strath Township known as Temagami South and Temagami North see schedule “V”
2. The words: “In the urban neighborhood” shall be inserted in the following sections: 4.1, 4.2, 4.3, 4.7, 5, 6.1, 6.2, 6.3, 6.8, 6.9, 7.1, 7.3, 7.4, 7.5, 7.6, 7.8, 7.9, 7.10, 8, 10.3, 12.2, and 12.3;
3. The words: “In the urban and rural neighborhoods” shall be inserted in section 4.4;

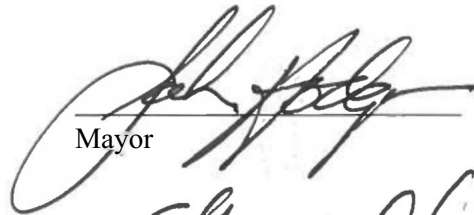
4. The words: "In the urban or rural neighborhood" shall be inserted in the following sections: 4.5, 6.4, 6.5, 6.6, 6.7, 6.10, 7.2, 7.7, 10, 11, 12.1, 13.3, 13.5, 13.7, 14.2, and 15.2;
5. That the heading for Schedule "T" to said by-law be changed to read:
BY-LAW NO. 09-826 as amended
The Municipality of Temagami
Part II Provincial Offences Act
Parking By-law
SCHEDULE "T"
Urban Neighbourhood
6. That the heading for Schedule "U" to said by-law be changed to read:
BY-LAW NO. 09-826 as amended
The Municipality of Temagami
Part II Provincial Offences Act
Parking By-law
SCHEDULE "U"
Rural Neighbourhood
7. That the heading for Column 1 in Schedule "T" and in Schedule "U" be changed to read: SHORT FORM WORDING;
8. That the short form wording for item 24 be changed to read: "Park within (15 m) departure side of crosswalk not located at intersection."
9. That the following corrections be made to the Section references in Column 2 of Schedule "T": Item 40 - changed to read 6.10; Item 73 - changed to read 13.3; Item 74 - changed to read 13.7.1; Item 75 - changed to read 13.7.2;
10. That the following corrections be made to the Section references in Column 2 of Schedule "U": Item 18 - changed to read 13.3;
11. That items numbered 15,39,69, and 70 be removed from Schedule "T" and the remaining items be renumbered accordingly;
12. That item number 8 be removed from Schedule "U" and the remaining items be renumbered accordingly;
13. That the following citation be added at the bottom of the set fine schedules "T" and "U":
The general penalty provision for the offences listed above is section 23 of bylaw no. 09-826, as amended, a certified copy of which has been filed.
14. That Schedule "V" - Map of Urban Neighborhood; shall be added to and shall form part of the By-law;

15. That the Clerk of the Municipality of Temagami is hereby authorized to make minor modifications or corrections of a grammatical or typographical nature to the by-law and schedule, after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law.
16. That this By-law shall take effect on the final passing thereof.

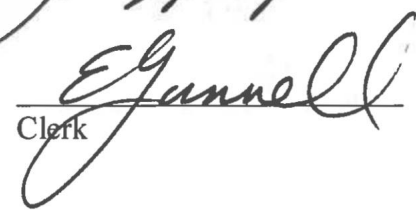
TAKEN AS READ A FIRST TIME this 24th day of March 2011.

READ A SECOND TIME this 24th day of March 2011.

READ A THIRD TIME AND FINALLY PASSED this 24th day of March 2011.



Mayor



Clerk