



By-law 80-138 TRAFFIC BY-LAW Consolidated – as amended

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A By-law of The Corporation of the City of Barrie to regulate traffic on highways.

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BY-LAW NUMBER 80-138

A By-law of the Corporation of the City of Barrie to regulate traffic on highways

The Council of the Corporation of the City of Barrie enacts as follows:

INTERPRETATION

1. For the purpose of this By-law:
 - (a) "Boulevard" means all parts of streets, except the part thereof used for vehicular traffic and lying between a cement curb or ditch purporting to mark the limit of the travelled portion of such street and the street line nearest thereto.
 - (b) "Commercial motor vehicle" means any motor vehicle having permanently attached thereto a truck or delivery body and includes ambulances, hearses, casket wagons, fire apparatus, police patrols, motor buses and tractors used for hauling purposes on the highways.
 - (c) "Corner" means the point of intersection of curbs or edges of the portion of the highway used for vehicular traffic.
 - (d) "Crosswalk" means,
 - (i) that part of a highway at an intersection that is included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs, or in the absence of curbs, from the edges of the roadway, or
 - (ii) any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines of other markings on the surface.
 - (e) "Curb" shall include the edge of the travelled portion of the highway.
 - (f) "Ditch" shall mean the lowest point on the surface of the road allowance between the crown of the travelled portion of the highway and the limit of the road allowance nearest thereto.
 - (g) "Garage" means every place or premise where motor vehicles are received for housing, storage or repairs for compensation.
 - (h) "Gross Weight" means the combined weight of vehicle and load.
 - (i) "Heavy Traffic" means a commercial vehicle, having a weight when unloaded of three tonnes or more, or when loaded of five tonnes or more, but does not include a passenger vehicle, an ambulance, a vehicle of the Police or Fire Departments, or a commercial vehicle making a delivery to or a collection from a bona fide destination which cannot be reached via a highway or highways upon which heavy traffic is not prohibited by this By-law, and taking the most direct route to such a destination from a highway or part of a highway upon which heavy traffic is not prohibited by this By-law.
 - (j) "Highway" includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, designed and intended for, or used by, the general public for the passage of vehicles.
 - (k) "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.
 - (l) "Motorcycle" means a self-propelled vehicle having a seat or saddle for the use of the driver and designed to travel on not more than three wheels in contact with the ground, and includes a motor scooter, but does not include a motor assisted bicycle.
 - (m) "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 the cars of electric or steam railways, or other motor vehicle running only upon rails, or a motorized snow vehicle, traction engine, farm tractor, self-propelled implement of husbandry or road-building machine.

1. (Con.)

- (n) "One-Way Street" means a street upon which vehicular traffic is limited to movement in one direction.
- (o) "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.
- (p) "Parking Meter Zone" – means those streets or parts of streets, sides of streets and municipal parking lots on which parking is controlled and regulated by the use of parking meters or pay and display machines.
 - (p a) "Parking Meter" – means a mechanical or electronic device, which is designed to receive coin or other payment, and which shall register an amount of time for which a vehicle may remain parked in a designated parking space immediately adjacent to such parking meter.
 - (p b) "Pay and Display Machine" means a mechanical or electronic device which is designed to receive coin or other payment, and which shall produce a receipt authorizing a vehicle to remain parked in a designated parking space for a period of time not to exceed the expiration time specified on the receipt.
- (q) "Pedestrian" means a person afoot and invalids and children in wheeled carriages.
- (r) "Pedestrian Crossover" means any portion of a roadway, designated by by-law of a municipality, at an intersection or elsewhere, distinctly indicated for pedestrian crossing by signs on the highway and lines or other markings on the surface of the roadway as prescribed by the regulations under the Highway Traffic Act.
- (s) "Person" shall mean and include an individual firm, partnership, corporation or limited company.
- (t) "Chief Constable" means Chief of Police as defined in the Police Act. "Police Officer" means a member of the Police Force or a person authorized by the Chief Constable to regulate or direct or enforce the provisions of this By-law and the Highway Traffic Act.
- (u) "Roadway" means the 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 of the roadways collectively.
- (v) "Sidewalk" means that portion of a street between the curb lines or the lateral lines of a roadway and the adjacent property lines intended for the use of pedestrians.
- (w) "Solid Tires" means all tires other than pneumatic tires.
- (x) "Ministry" means the Ministry of Transportation and Communications. "Minister" means the Minister of Transportation and Communications.
- (y) "Stop", when required, means a complete cessation of movement.
- (z) "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.
- (aa) "Street" shall include a common and public highway, avenue, parkway, driveway, square, place, bridge, viaduct or trestle designed and intended for, or used by the general public for the passage of vehicles.
- (bb) "Through Highway" means a highway or part of a highway designated as such by the Minister or by by-law of a municipality, and every such highway shall be marked by a stop sign or yield right-of-way sign in compliance with the regulations of the Ministry.
- (cc) "Traffic" includes pedestrians, ridden or herded animals, vehicles, trolley buses, and other conveyances whether singly or together while using any street for purposes of travel.
- (dd) "Traffic Control Device" means any sign, or roadway, curb or sidewalk marking, or other device erected or placed under the authority of the City Council for the purpose of guiding or directing traffic.

1. (Con.)

- (ee) "Traffic Control Signal" means any device manually, electrically or mechanically operated for the regulation or control of traffic.
- (ff) "Trailer" means a vehicle that is at any time drawn upon a highway by a motor vehicle, except an implement of husbandry, a mobile home, another motor vehicle or any device or apparatus not designed to transport persons or property, temporarily drawn, propelled or moved upon such highway, and except a side car attached to a motorcycle, and shall be considered a separate vehicle and not part of the motor vehicle by which it is drawn.
- (gg) "U-Turn" means to turn a vehicle within a roadway so as to proceed in the opposite direction.
- (hh) "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, or the cars of electric or steam railways running only upon rails.
- (ii) "Appropriate Sign" shall mean a sign prescribed by Ontario Regulations 688/78 under the Highway Traffic Act, R.S.O. 1970, C. 202 or Official Sign as defined in Section 1, subsection 1, subparagraph 18 of the said Highway Traffic Act.
- (jj) "No Standing" – The prohibition of the halting of a vehicle whether occupied or not, except for the purpose of and while actually engaged in the receiving or discharging of passengers.
- (kk) "Municipal Parking Lot" means "any parking lot owned or operated by the City of Barrie.
- (ll) "Vehicle with a Trailer" means "Trailer which is drawn by a motor vehicle designed with cradle-type mountings to transport a boat and configured to permit launching of the boat from the rear of the trailer.
- (mm) "Taxicab" means a motor vehicle as defined in the Highway Traffic Act, R.S.O. 1990, c H.8, other than a car pool vehicle, having a seating capacity of not more than six persons, exclusive of the driver, hired for one specific trip for the transportation exclusively of one person or group of persons, one fare or charge only being collected or made for the trip. Shall include but is not limited to physically disabled taxicabs.
- (nn) "Large Motor Vehicle" means any motor vehicle having a registered gross weight greater than 4,500 kilograms.
- (oo) "Emergency Vehicle" means a vehicle while used by a person in the lawful performance of his or her duties as a police officer, a fire department vehicle or an ambulance.
- (pp) "Curve" means changes in a roadway alignment which changes the road direction, within the plane of the road surface. The beginning point of this alignment is known as the point of curve, and the end point is known as the point of tangent. The size of the curve is defined by the radius.
- (qq) "Driveway" means the improved land on a highway which provides vehicular access from a roadway to a laneway or parking area on adjacent land.

OBEDIENCE TO TRAFFIC REGULATIONS

2(1) Enforcement of By-laws

The Police Force and Municipal Law Enforcement Officers appointed pursuant to Section 68 of the Police Act R.S.O. 1970, Chapter 351, of the Corporation of the City of Barrie shall enforce the provisions of this By-law.

2(2) Obedience to Traffic Signs and Signals

Every person on any highway shall promptly obey all signals given either by a police officer or by a traffic control device or a traffic control signal and shall where applicable comply with the requirements of every traffic sign.

2(3) Blocking a Signalization Intersection

No driver shall approach, at an intersection, a traffic control signal showing a circular green or green arrow indication from entering the intersection unless traffic in front of him or her is moving in a manner that would reasonably lead him or her to believe he or she can clear the intersection before the signal indication changes to a circular red indication.

The provisions of this section shall not apply to:

- (a) a driver who enters an intersection for the purpose of turning to the right or left into an intersecting highway and signals his or her intention to make the turn prior to entering the intersection.

The provisions of this section shall apply to all signalized intersections of highways under the jurisdiction of the municipality.

PARKING

3(1) Method of Parking

No vehicle shall be parked or stopped on any street unless on the right side of the street, having regard to the direction in which the vehicle had been proceeding, with the right front and right rear wheels and runners not more than 0.15 metres from the curb or boundary of the roadway as near this as the condition of the streets permit, but this provision shall not apply to prevent the parking of a vehicle on the left side of a one-way street, nor to prevent the angle parking of vehicles on streets or sections of streets where angle parking is permitted.

3(2) Angle Parking

On the streets or parts of streets where angle parking is permitted, no person shall park a vehicle except at the angle indicated by authorized markings or signs and so that the front end of the vehicle is nearest to the edge of the roadway.

3(3) One-Way Streets

Where parking is permitted on a one-way street, a person may park a vehicle facing only in the direction in which it was proceeding and parallel to and with the wheels distance not more than 0.15 metres from either edge of the roadway or where curbs exist from either curb.

PARKING PROHIBITED

4(1) In Specified Places

No person shall park a vehicle in any of the following places:

- (a) on or over a sidewalk
- (b) on a boulevard
- (c) within an intersection
- (d) within a designated pedestrian crossover
- (e) within 3 metres of a fire hydrant
- (f) within 15 metres of any railway track which is on or adjacent to a roadway
- (g) within 9 metres of an intersection unless otherwise indicated by sign
- (h) in front of or within 1.5 metres of the entrance to a public lane or private driveway or so as to prevent ingress or egress to or from such lane or driveway
- (i) on any bridge or in any subway or within 100 metres of a bridge over, under or across which the highway passes
- (j) on any street in such a manner as to obstruct traffic
- (k) in such a position as will prevent the convenient removal of any other vehicle previously parked
- (l) in front of the main entrance to or any emergency exit from any theatre, hotel, auditorium or other building
- (m) in front of any hotel
- (n) on or over a curb within a driveway

4(2) In Specified Places Where Signs on Display

Where appropriate signs have been erected and are on display, no person shall at any time park a vehicle in any of the following places:

- (a) within 3 metres of a lane or driveway
- (b) within 30 metres of any intersection or any through highway
- (c) within 9 metres of a pedestrian crossover
- (d) on any of the streets, parts of streets or sides of streets named or described in Schedule "A" to this By-law
- (e) within 30 metres of an intersection controlled by traffic control signals
- (f) 15 metres before the point of curve and 15 metres past the point of tangent for curves with a radius less than 50 metres.

4(3) In Specified Places Where Signs on Display, at Stated Times

Where appropriate signs have been erected and are on display, no person shall park a vehicle on any of the streets, parts of streets or sides of streets, named or described in Schedule "B" to this By-law, and as set out in Column 1 of the said Schedule, on the side or sides of such streets, or parts of streets set out in Column 2, during the period set out in Column 3 of the said Schedule.

4(4) Restricted Parking for a Limited Time During Stated Hours

i) Hours

Where appropriate signs have been erected and are on display, no person shall park a vehicle on any streets, part of streets, or sides of street, named or described in Schedule "C" to this By-law as set out in Column 1 of the said schedule, on the side or sides of such streets or parts of streets as set out in Column 2 for a longer period than set out in Column 3 between the hours as specified on Mondays, Tuesdays, Wednesdays, Thursdays, and Fridays.

4(5) Temporary "No Parking" Signs

The City Engineer or Chief of Police is hereby authorized and directed to erect or place at his discretion temporary "No Parking" signs on any common or public highway, roadway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle designed and intended for, or used by the general public for the passage of vehicles. Temporary changes indicated by the erection of such signs shall not be effective after the next Council meeting, unless confirmed by resolution of Council at such meeting, which resolution shall stipulate the length of time such changes shall be in effect.

4(6) Without limiting the generality of section 4(5) such signs shall be erected in the event of fires, or parades or while large assemblies be in an auditorium or otherwise, for a reasonable period of time immediately preceding and following such assemblies, provided, however, that such "No Parking" signs shall be erected one hour or more before such parades or assemblies.

4(7) Boulevard Parking

Parking may be permitted upon a boulevard providing a resolution is passed by the Council of the Corporation of the City of Barrie permitting such parking.

4(8) No Stopping

Where appropriate signs are erected and are on display, no person shall stop a vehicle on any highway at the side and between the limits set out respectively in Columns 1, 2 and 3 of Schedule "D" to this By-law during the prohibited times or days set out in Column 4 of the said Schedule.

No person shall stop a vehicle within 30 metres of a designated school crosswalk. The provisions of this section shall not apply to:

- (a) a public conveyance while actually engaged in loading or unloading passengers
- (b) a postal vehicle while actually engaged in loading mail from a postal box
- (c) a money truck while actually engaged in delivering or picking up money or other valuables
- (d) a vehicle, the crew of which is engaged in making emergency repairs to a public utility or service
- (e) a vehicle, engaged by a person in the lawful performance of his duty as a police officer or by a person in the lawful performance of his duty on behalf of a road authority

4(9) Taxicab Stands

Where appropriate signs have been erected and are on display, no person shall stop or park a vehicle, other than a taxicab, in a taxicab stand named or described in Schedule "E" to this By-law, provided that the driver of a passenger vehicle may temporarily stop in a taxicab stand for the purpose of and while actually engaged in loading or unloading passengers when such stopping does not interfere with any taxicab waiting to enter or about to enter such taxicab stand.

4(10) Angle Parking Permitted on Specified Streets

Where appropriate signs have been erected and are on display, no person shall park a vehicle on any of the streets, parts of streets, or sides of streets named or described in Schedule "F" to this By-law except at the angle indicated by markings or signs and so that the front portion of the vehicle shall be nearest to the edge of the roadway.

4(11) Repairing of Vehicles

No person shall use any street for repairing, servicing or painting of vehicles.

4(12) Parking of Bicycles

No person shall park a bicycle along the curb of any street, or on any sidewalk unless the same stand upright, and no bicycle shall be laid on its side along any curb, or on any sidewalk.

4(13) Community Safety Zones

- i) No person shall park a vehicle in a Community Safety Zone as designated by the City of Barrie as follows:
 - a) where prohibited by sign
 - b) on or over a sidewalk
 - c) on or over a boulevard
 - d) within an intersection
 - e) during hours prohibited by sign
 - f) during days prohibited by sign
 - g) on street so as to obstruct traffic
 - h) on two way street – facing wrong direction
 - i) within 1.5 metres of a private driveway
 - j) within 1.5 metres of entrance to public lane
 - k) in front of private driveway
 - l) in front of entrance to public lane
 - m) within a designated pedestrian crossover
 - n) within 9 metres of pedestrian crossover prohibited by sign
 - o) on street exceeding time limit posted by sign
 - p) where prohibited by temporary No Parking sign
- ii) No person shall stop a vehicle in a Community Safety Zone as designated by the City of Barrie from time to time:
 - a) during hours prohibited by sign
 - b) during days prohibited by sign
- iii) Where appropriate signs are erected and are on display, no person shall halt a vehicle, whether occupied or not, except for the purpose of and while actually engaged in receiving or discharging passenger(s) on any highway between the limits set out respectively in Columns 1 and 2 of Schedule "W" to this by-law during the prohibited times or days set out in Column 3 of the said Schedule."

4(14) Large Motor Vehicle

No person shall stop, stand or park a large motor vehicle or a trailer on any street in any residential zone unless it is at the time being used to make a delivery or to provide a service.

PARKING METERS/PAY AND DISPLAY MACHINES

- 5(1) The provisions of this section shall apply to the parking meter zones described in Schedule "G" to this by-law and shall apply only during such hours as parking or stopping are not prohibited; all provisions of the By-law prohibiting or restricting parking or stopping on portions of such highways, or otherwise, shall remain in full force and effect."
- 5(2) Parking meters with the necessary standards for the same and pay and display machines, shall be erected, maintained and operated in the parking meter zone for the purpose of controlling and regulating the parking of any vehicle in such zone and measuring and recording the duration of such parking; on those streets, parts of streets and sides of streets and parking lots, named or described in Schedule "G", parking shall be allowed for the time indicated on the receipt from the pay and display machine such receipt shall be displayed in or on the vehicle, or for the time indicated on the parking meters erected there in by the colour of the meter head and the legend printed, attached or inserted thereon. In addition to the legend, a red meter head shall indicate thirty minute parking; and aluminum meter head shall indicate two-hour parking, and a blue meter head shall indicate either five-hour parking or ten-hour parking.
- 5 (3) No driver of a vehicle shall park in a parking meter zone, as defined in Schedule "G" to this By-law, during the hours set out in Schedule "H" to this By-law unless the driver holds a valid parking permit or makes use of the pay and display machine designated for such municipally owned or managed parking lot or the parking meter immediately adjacent to the parking space within which such vehicle is parked, and pay for parking such vehicle a fee as set out in the City of Barrie's Fee's By-law.
- 5(4) The driver of a vehicle who commits a breach of the provisions of Section 5 of this By-law and the owner of the vehicle shall be guilty of an offence and shall be liable to the penalty in Section 8(2) of this By-law or on conviction thereof shall be liable to the penalty provided for in Section 8(3) of this By-law.

- 5(5) Section 5(5) deleted by By-law 2001-119 May 28, 2001.
- 5(6) Every driver of a vehicle shall ensure that his vehicle when parked adjacent to or next to any parking meter or in a municipally owned or managed parking lot is parked within the parking space designated by the markings in 5(7), provided however, that if a vehicle is of such a length as to prevent parking within a designated space, such vehicle shall use two of such parking spaces and shall deposit payment in the pay and display machine and display a valid receipt for each of the parking spaces occupied or deposit payment in each of such parking meters for the parking spaces occupied. Such vehicle shall be parked wholly within the limits of the said two parking spaces. No vehicle of greater than 6.5 meters shall be parked in any parking meter zone designated for parking of vehicles at an angle to the sidewalk, curb or boulevard.”
- 5(7) The parking spaces for which each pay and display machine and each parking meter is to be used, shall be designated by lines or marks made on pavement or other surface of the parking meter zone and every vehicle parking in such a space shall at all time, without limitation to the days and hours specified in Schedule “H” of this By-law be parked within the lines or marks so made and shall be parked in accordance with the provisions of this By-law.”
- 5(8) Nothing herein shall prevent the driver of a vehicle from using the unexpired time remaining on a parking meter for its previous use without depositing a coin therein.
- 5(9) On the days and between the hours specified in Schedule "H" of this By-law, no driver shall permit a vehicle to remain parked in a parking space in the parking meter zone while displaying an expired pay and display receipt, expired permit or while the parking meter for said space indicates that such vehicle is unlawfully parked, whether said indication is the result of failure to deposit a coin or the result of the mechanical operation of the parking meter following the expiration of the authorized parking time subsequent to the depositing of a coin therein at the time such vehicle was parked. The fact that a vehicle is parked in a metered parking space, on the days and between the hours specified in Schedule "H" of this section, without the parking meter adjacent to such space showing that such parking is in accordance with the provisions of this section, shall be prime facie evidence that such vehicle is unlawfully parked, and no owner shall cause or permit any vehicles registered in his or her name to be so unlawfully parked.
- 5(10) No person shall deposit or cause to be deposited in any parking meter or pay and display machine any slug, device or other substitute for a coin and any person who commits a breach of the provisions of this subsection shall be guilty of an offence and on conviction thereof to the penalty in subsection 8(3).
- 5(11) (a) No person shall damage, deface, injure, tamper with, break or destroy a parking meter or pay and display machine or part thereof or otherwise to impair its full usefulness, and no unauthorized person shall open any meter or pay and display machine to remove any coins from same, whether such act is done by the insertion of a key or by any other means, nor shall any person aid, abet or counsel any person to do any of the foregoing.
- (b) That in lieu of the foregoing, any such person may be charged under the Criminal Code for such unlawful act or acts.
- (c) This Subsection shall not apply where a parking meter or pay and display machine is accidentally damaged, and the extent and details of such damage are forthwith reported to the Chief of Police or City Engineer and reimbursement for such damage is made to the City of Barrie or arrangement satisfactory to the Chief of Police or City Engineer are made for reimbursement for such damage.
- 5(12) (a) Any person who in consequence of his business delivers goods, wares or merchandise to any location in the City of Barrie, and the driver of such commercial delivery vehicle engaged therein may occupy any of the individual parking spaces within the said parking meter zones with the exception of municipally owned or managed parking lots without using the said parking meters provided that in parking the said commercial vehicle in any of the said areas, the driver does not use the said area for a period longer than is reasonably necessary for the purpose of delivering the said goods, wares or merchandise, and in no case for a period exceeding ten minutes, and provided further that if there is a lane at the rear or side of the premises to which the goods, wares or merchandise may be delivered, delivery shall be made from such lane and no parking meter space shall be occupied.

- 5 (12) (b) Any person may apply to the Clerk of the Corporation of the City of Barrie for a license to permit him to park in a parking meter zone and, if such a license is granted and the prescribed fee in accordance with the City of Barrie's Fee's By-law is paid, the vehicle of the licensee may occupy any of the individual parking meter areas within the said parking meter zone without using the parking meter; provided that the said vehicle does not remain in the said individual parking meter area for a period longer than the maximum time permitted by the meter for that individual parking meter area. That sticker, card or plate in a form approved by the Clerk of the Corporation of the City of Barrie shall be affixed on the front windshield of the vehicle on the passenger's side and shall be displayed in such a manner as to be readily visible and without limiting the generality of the foregoing shall not be obscured by tinting glass or any other visual obstruction. Where the sticker, card or plate aforesaid is not displayed in accordance with the provisions of this section, the licence granted herein shall be rendered invalid.
- 5 (12) (c) The licence fee for such licence for each calendar year shall be in accordance with the City of Barrie's Fee's By-law.
- 5(13) In addition to the penalties provided herein, the Chief of Police or his Deputy or any other authorized Police Officer may order the removal of any unlawfully parked vehicle to a suitable place of storage and all costs and charges for the removal, care and storage thereof shall be a lien on such vehicle.
- 5 (14) Churches, funeral parlors and business establishments within a parking meter zone may, on application to the Chief of Police or General Manager of Infrastructure, Development and Culture or designate, request that certain meters be hooded or signed, to indicate no parking, for a certain time and for a specific purpose. Upon the approval, the Chief of Police or General Manager of Infrastructure, Development and Culture or designate shall cause the necessary signs or hoods to be placed and removed at the appropriate time, and any person, except those covered by the application, disobeying the instruction of such signs shall be considered as violating the provisions of this section relating to parking. It shall not be necessary for the driver of a vehicle parked for the specific purpose of the request to deposit any coin in the hooded or signed meters. The charge for each meter for installing and removing the hood or sign shall be in accordance with the City of Barrie's Fee's By-law plus the charge for the metered time had the meter been in operation, which is to be paid by the applicant
- 5(15) Notwithstanding anything to the contrary contained herein, the Chief of Police or City Engineer, during any emergency or special circumstances deemed sufficient therefore, may by the use of appropriate signs or signals suspend the movement of any or all vehicular traffic on any street or portion thereof in the parking meter zone and/or may suspend any or all parking thereon by authorizing the affixing of "No Parking" signs meter, and the Chief of Police or City Engineer or designate during such emergency may declare that any vehicle already parked is being parked illegally regardless of the time permitted for parking such vehicle under the provisions of this section and notwithstanding that the period allowed to the owner or driver under this section has not expired; provided however, that in this event the owner or driver of such vehicle is personally notified by a Police Officer that parking at such place has been suspended, and further that the owner or driver of such vehicle is allowed a reasonable period of time to remove said vehicle.
- 5(16) On the days and between the hours specified in section 5(3), it shall be unlawful to permit a vehicle to remain parked in a parking space in the parking meter zone for a period of time in excess of the time indicated as allowed by the parking meter immediately adjacent to the parking space within which such vehicle is parked whether or not a coin or coins in excess of the prescribed fee is or are deposited in the parking meter immediately adjacent to such parking space.
- 5(17) A reward of not less than \$10.00 nor more than \$100.00 is hereby offered and may be paid on the conviction of the offender to any person who supplies information leading to the apprehension and conviction of any person guilty of a contravention of the provisions of this section. The amount of such reward shall be at the discretion of the Chief of Police or City Engineer.

5(18) Certain Parking Provisions Not to Apply on Certain Days

The restrictions as to parking set out in Section 5 of this By-law shall not be effective on week days including Saturdays which are statutory holidays declared by Civic proclamation.

5(19) Ontario Disabled Person Parking

No person, except a person operating a vehicle bearing a provincially issued disabled person parking permit the Highway Traffic Act as amended shall park or cause to be parked a vehicle on a parking space designated as a Handicapped Parking Space, as described in Schedule "T".

5(20) Ontario Disabled Person Parking Permit

Motorists displaying an Ontario Disabled Person Parking Permit shall be exempt from paying parking rates for parking at any permitted parking location.

5(21) Exemption for Veterans

Motorists displaying an Ontario issued veteran's licence plate shall be exempt from paying for on-street parking for a maximum of two hours.

5(22) Grace Period

Motorists parked in a parking meter zone as defined in Schedule "G" to this by-law after the time indicated on the meter and/or receipt, shall not be subject to the penalty provided for in Section 8 (2) and 8 (3) of this By-law, for a period of 15 minutes following the expiration of the time indicated on the meter and/or receipt for which parking was otherwise permitted."

5 (23)Taxicab Prohibited Parking

Where appropriate signs are erected and are on display no person shall park any taxicab in a parking meter zone as described in Schedule "Y" to this By-law whether the prescribed fee for the use is paid or not, for the purpose of soliciting business. It shall be lawful for the driver of a taxicab to stop his taxicab in any unoccupied parking space while actually engaged in loading or unloading passengers."

5 (24) Remembrance Day

Motorists parked in a parking meter zone, as defined in Schedule "Z", to this by-law, annually on November 11th, Remembrance Day are not required to pay the prescribed fee between the hours of 9:00 a.m. and 1:00 p.m. and shall not be subject to the penalty provided in Section 8 (2) and 8 (3) of this by-law.

5(25) Exemption for Emergency Vehicles

Emergency Vehicles including police, fire and ambulance shall be exempt from paying parking rates at City parking meters and pay and display machines.

OPERATION OF VEHICLES

6(1) No vehicle shall be driven through or enter upon any highway roped or barricaded or marked by words or writing prohibiting its use for the time being owing to repairs or for any other reasons.

6(2) Coasting, whether on sleighs, carts or express wagons, and tobogganing are prohibited on highways. No person upon roller skates or riding in or by means of a coaster, toy vehicle or similar device shall go upon a roadway except while crossing a street on a crosswalk.

6(3) Turns

(a) No driver of a vehicle shall make a U-turn upon any street unless it can be made in safety and without interfering with other traffic.

(b) When appropriate signs have been erected and are on display, no driver of a vehicle shall at any time make a U-turn upon any of the highways or parts of highways named or described in Schedule "I" to this By-law.

(c) When appropriate signs have been erected and are on display, no person operating a vehicle shall make a left turn from one highway into an intersecting highway at the intersections and in the directions named or described in Schedule "J" to this By-law.

(d) When appropriate signs are on display, no person operating a vehicle shall turn such vehicle either to the right or left as described in Schedule "K" to this By-law.

(e) When appropriate signs have been erected and are on display, no person operating a vehicle shall make a right turn from a designated highway into an intersecting highway at the intersections and the directions named or described in Schedule "U" to this By-law.

6(4) Identification of Commercial Delivery Vehicles

Vehicles used for delivery purposes shall have painted or otherwise shown thereon the owner's name and address for purpose of identification.

6(5) Obstructing Traffic

No person shall drive any vehicle upon or along any highway so as to obstruct traffic unreasonably or when the vehicle is so overloaded that the horse or motor power is unable to move such vehicle at a reasonable rate of speed.

6(6) Entering Highway

The driver of a vehicle emerging from a driveway, lane, lot or building shall stop the vehicle immediately prior to driving onto the sidewalk and shall not enter the roadway until he can do so in safety.

6(7) Funeral and Other Processions

- (a) No person shall intersect a funeral or other properly authorized procession while it is in motion except under the direction of a Police Officer.
- (b) The driver of a vehicle in a funeral or other procession shall drive as near the right-hand edge of the roadway as practicable and follow the vehicle ahead as close as is practicable and safe.

6(8) One-Way Streets

Upon those streets, parts of streets and places named or described in Schedule "L" to this By-law, vehicular traffic shall move only in the indicated direction when appropriate signs indicating the direction of traffic have been erected and are on display at every intersection where movement in the opposite direction is prohibited.

The Director of Operations has the authority to temporarily convert one-way streets to two-way streets during construction activities or emergencies that would otherwise not allow access to the properties adjacent to the construction or emergency.

6(9) By-law Jurisdiction

This By-law shall apply to those highways under the jurisdiction of the Corporation of the City of Barrie.

6(10) Limited Loads on Highways

Where appropriate signs have been erected and are on display, subsections 5, 7, 8 and 13 of Section 77 of the Highway Traffic Act (R.S.O. 1970, Chapter 202) shall apply to highways within the City of Barrie.

6(11) Through Highways

- (a) The highways and parts of highways in the City of Barrie named or described in Schedule "M" to this By-law are designated "through highways".
- (b) The designation in paragraph (a) of this subsection, of a highway or part of a highway as a through highway shall not include any intersection thereon where the road intersected is a King's Highway or where traffic control signals are installed.
- (c) The City of Barrie may provide for the erection of stop signs at intersections set out in Column of Schedule "S" to this By-law in the locations as set forth in Column 2 of the said Schedule. Each designation made by Column I of Schedule "S" shall not become effective until stop signs have been erected in accordance with the Regulations of the Highway Traffic Act.

6(12) Defacing Lines Painted on Roadway

No person shall drive or attempt to drive on or over, or tamper with or walk on any newly painted line or series of lines, or any newly painted sign, on any roadway or crosswalk, when presence of such is indicated by markers or lighted lanterns.

6(13) Lanes Serving Dunlop Street Properties

When appropriate signs have been erected and are on display in lanes serving Dunlop Street properties, stopping of vehicles shall be restricted to fifteen minutes between the hours of 8:00 a.m. and 6:00 p.m. and such stopping shall be for the purpose of loading and unloading only.

6(14) Wilful Damage to Signs or Signals

- (a) No person shall without lawful authority attempt to or in fact alter, deface, injure, knock down, or remove any official traffic control device or any railroad sign or signal, or any inscription, shield, or insignia thereon or any part thereof.

- (b) No person shall erect any traffic sign or signal in the City of Barrie, except on the authority of Council.
- (c) No person shall place, maintain, or display upon or in view of any highway, any sign, signal, marking or device which purports to be or is an imitation of or resembles a prescribed sign or signal, or which conceals from view or interferes with the effectiveness of a prescribed sign or signal.

6(15) Heavy Traffic Prohibited

- (a) No person shall drive, move or operate "Heavy Traffic" upon or over any streets or parts of streets in the City of Barrie, with the exception of those streets identified in Schedule "N" of this By-law.
- (b) The provisions of this subsection shall not extend to the use of the said highways or parts of highways for deliveries to or removals from any premises abutting thereon.
- (c) That the City of Barrie and City of Barrie Contractors be exempted from this section.

6(16) Driving and Parking Prohibited on Sidewalks

No person shall drive or operate a vehicle, except a vehicle drawn, propelled or driven by muscular power or any automobile wheelchair, within any sidewalk area or boulevard at any time, except at a permanent or temporary driveway, nor shall any person park a vehicle within any sidewalk area or boulevard except as provided in section 4(7).

6(17) Yield Right of Way Signs

When appropriate signs have been erected and are on display, the operator or driver of every vehicle moving upon any highway or part thereof named or described in Schedule "O" to this By-law, and as set out in Column 1 of the said Schedule, in the direction or directions set out opposite thereto in Column 2 of the said schedule, upon approaching a yield right of way sign at the entrance to an intersection of such highway with the highway set out opposite thereto in Column 3 of the said Schedule, shall not enter or cross the intersection at a greater rate of speed than that authorized by the Highway Traffic Act, and shall yield the right of way to other vehicles which have entered the intersection or which are approaching so closely from an intersecting highway as to constitute an immediate hazard, and after so yielding the right of way may proceed and the driver or operator of all other vehicles approaching the intersection shall yield the right of way to the vehicle so proceeding across the intersection.

6(18) School Bus Loading Zone

When appropriate signs have been erected and are on display the portions of roadways set out in Column 1 of Schedule "R" to this by-law at the locations named in Column 2 of the said Schedule are designated as "School Bus Loading Zones" subject to the provisions of the Highway Traffic Act.

6(19) Straight Through Movement

When appropriate signs are on display, no person operating a vehicle shall make a straight through movement from a designated highway into an intersecting highway at the intersections or in the directions named or described in Schedule "V" to this By-law.

DESIGNATED PEDESTRIAN CROSSOVERS

- 7 The portions of roadways set out in Column 1 of Schedule "P" to this By-law at the locations named in Column 2 of the said Schedule are designated as pedestrian crossovers.

MISCELLANEOUS, PENALTIES, ETC.

8(1) Standard Time and Daylight Saving Time

Whenever in this By-law a time of day or hour is referred to, the same shall be construed in accordance with Standard Time or Daylight Saving Time, as may be in current official use in the City of Barrie.

Penalty

- 8(2) Any person who contravenes any provision of this by-law shall be guilty of an offence and upon conviction shall be liable to a fine of not more than \$5,000.00, exclusive of costs, and the provisions of the Provincial Offences Act, R.S.O. 1990, c. P.33, as amended, shall apply.

- 8(3) Where a vehicle is parked or found parked or left in contravention of any provision of this by-law, a Law Enforcement Officer so finding the vehicle may issue a Parking Infraction Notice in accordance with the provisions of the Provincial Offences Act, R.S.O. 1990, c. P.33, as amended.
- 8(3.1) Notwithstanding the provisions of Section 8(2), any person may, upon presentation of a Parking Infraction Notice indicating the commission of an offence under any provision of this by-law, make voluntary payment to the City of Barrie in the amount as set out in "Schedule 1" to this by-law.
- 8(3.2) Notwithstanding any other penalty imposed by this by-law, a Law Enforcement Officer may cause any vehicle found parked or left in contravention of the provisions of this by-law to be moved or taken to and placed or stored in a suitable place. Removal of the vehicle shall be at the owner's risk and expense and all such costs and charges for removing, care and storage, if any, shall be collectable pursuant to the provisions of the Repair and Storage Liens Act, R.S.O. 1990, c.R.25.

8(4) Ontario Highway Traffic Act to Govern

The provisions of this By-law shall be subject to the provisions of the Highway Traffic Act and amendments thereto.

8(5) By-laws Repealed

By-law 67-13A except subsection 42 thereof and all by-laws amending same be and are hereby repealed.

- 8(6) This By-law shall become effective when approved by the Ontario Ministry of Transportation and Communications and any particular provision thereof shall become effective when appropriate signs applicable to such particular provision has or have been erected and is or are on display.

READ a First and Second Time this 14th day of October, 1980.

READ a Third Time and finally passed this 14th day of October, 1980.

THE CORPORATION OF THE CITY OF BARRIE

"ORIGINAL SIGNED"

MAYOR

"ORIGINAL SIGNED"

CLERK

Approved this 20th day of November, 1980 pursuant to the provisions of the Highway Traffic Act.

ONTARIO MINISTRY OF TRANSPORTATION AND COMMUNICATIONS

per:

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