

**THE CORPORATION OF THE TOWN OF GORE BAY
BY-LAW NO. 2013-30**

**BEING A BY-LAW TO ESTABLISH PARKING REGULATIONS
WITHIN THE TOWN OF GORE BAY**

WHEREAS ss. 11. (1) 1. of the Municipal Act, 2001, S.O. 2001 c.25 provides authority for a municipality to pass by-laws respecting parking and traffic on highways and parking except on highways;

AND WHEREAS ss. 100-102 of the Municipal Act provides authority for a municipality to regulate parking on land not owned or occupied by the municipality;

AND WHEREAS Sections 425 and 439 of the Municipal Act, allow for Council to impose fines upon the owner of a vehicle if such vehicle has been left parked, stopped or standing in contravention of a by-law under the Municipal Act 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;

AND WHEREAS the Corporation of the Town of Gore Bay deems it desirable to enact a By-Law to regulate traffic and parking in the Corporation of the Town of Gore Bay;

WHEREAS the Corporation of the Town of Gore Bay deems it desirable to enact a by-law to amend all the other by-laws to regulate traffic and parking in the Corporation of the Town of Gore Bay.

NOW THEREFORE, the Municipal Council of the Corporation of the Town of Gore Bay ENACTS AS FOLLOWS:

1.0 DEFINITIONS:

Where words and phrases used in this by-law are defined in the Highway Traffic Act, 1990, as amended but not defined in this by-law, the definitions in the Highway Traffic Act shall apply to such words and phrases.

Definitions for the purpose of this by-law:

- 1.1 ACCESSIBLE PARKING PERMIT- means a disability parking permit issued under the *Highway Traffic Act*, 1990, and is currently valid, or a permit, number plate or other marker or device issued by another jurisdiction and is currently valid and recognized under the *Highway Traffic Act*, 1990 and the regulations there under .
- 1.2 AUTHORIZED EMERGENCY VEHICLE – Includes vehicles of the Fire Department, police vehicles, ambulances, and any other emergency vehicles of Federal, Provincial, or Municipal departments or of public or private facilities.
- 1.3 AUTHORIZED SIGN – Means any sign or other device placed or erected on a highway or elsewhere pursuant to the provisions of this by-law or approved by the Ministry of Transportation of Ontario for the purpose of regulating, warning or guiding traffic.
- 1.4 BOULEVARD – That part of the highway situated between the roadway and the property lines of the lots abutting the highway and excludes a shoulder and a sidewalk, if any;
- 1.5 BUS STOP – A portion of highway designated by an authorized sign for the use of buses as spaces for loading and unloading passengers only;
- 1.6 BY-LAW ENFORCEMENT OFFICER – A person duly appointed by the Council of the Corporation of the Town of Gore Bay for enforcing the provisions of this by-law and who shall have the powers as set out in the Provincial Offences Act, R.S.O., 1990. C.P.33, and any amendments thereto.
- 1.7 COMMERCIAL MOTOR VEHICLE – Means a motor vehicle having permanently attached thereto a truck or delivery body and includes ambulances, hearses, fire apparatus, buses and tractors used for hauling purposes on the highways.
- 1.8 CORNER – The point of intersection of curbs or lateral edges on the part of the highways used for vehicular traffic.
- 1.9 CORPORATION – Means the Corporation of the Town of Gore Bay
- 1.10 COUNCIL – Means the Municipal Council of the Corporation of the Town of Gore Bay
- 1.11 CURB- shall include the edge of the roadway and gutters.

- 1.12 DESIGNATED ACCESSIBLE PARKING SPACE – Means a parking space clearly marked and identified with a sign or symbol and provided for the exclusive use of motor vehicles operated by or used for conveying a disabled person and displaying a permit in accordance with the provisions of the Highway Traffic Act and the regulations made there under.
- 1.13 DRIVER – Means a person who drives a vehicle on a highway.
- 1.14 DRIVEWAY - Means improved land on a highway which provides vehicular access from the roadway to a laneway or a parking area on adjacent land.
- 1.15 FIRE ROUTE – Means a private roadway designated as a fire route by one or more signs erected by or on behalf of the owner or occupant of the private roadway.
- 1.16 GROSS WEIGHT – Means the combined weight of vehicle and load.
- 1.17 HEAVY VEHICLE – Means a commercial motor vehicle having a gross weight of four and one-half metric tonnes (5 tons) or more.
- 1.18 HIGHWAY – Includes a common and public highway, street, avenue, parkway, bridge, viaduct or trestle, designed and intended for, or used by the general public for the passage of vehicles, including unopened and unassumed highways.
- 1.19 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.
- 1.20 MINISTER – Means the Minister of Transportation of Ontario
- 1.21 MINISTRY – Means the Ministry of Transportation of Ontario
- 1.22 MOTORIZED SNOW VEHICLE – Means a self-propelled vehicle designated to be driven exclusively on snow or ice or both.
- 1.23 MOTOR VEHICLE – Includes an automobile, motorcycle, motor assisted bicycle unless otherwise indicated in The Highway Traffic Act, and any other vehicle propelled or driven otherwise than by muscular power, but does not include a street car or other motor vehicles running only upon rails, or a motorized snow vehicle, traction engine, farm tractor, self-propelled implement of husbandry or road-building machine within the meaning of The Highway Traffic Act.
- 1.24 MOTOR VEHICLE OWNER- Means the registered owner of a motor vehicle as registered with the Ministry.
- 1.25 MUNICIPALITY – Means the Corporation of the Town of Gore Bay.
- 1.26 OFFICIAL SIGN – Means a sign in conformity with the Highway Traffic Act regulations or approved by the Ministry of Transportation or approved by the Manager of Public Works.
- 1.27 OWNER- When used in relation to property means the registered owner of the property
- 1.28 OWNER- When used in relation to a vehicle means the last registered name on the file with the Ministry of Transportation.
- 1.29 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.
- 1.30 PARKING INFRACTION – Means unlawful parking, stopping or standing of a vehicle that constitutes an offence.
- 1.31 PARKING INFRACTION NOTICE – Means a notice authorized by the Provincial Offences Act and placed on any vehicle in contravention of this by-law, providing for the payment of the penalty out of court.
- 1.32 PARKING SPACE- Means that part of the surface of a roadway designated for the purpose of parking a vehicle.
- 1.33 PEDESTRIAN – Means any person on foot or an invalid, child or other person in a wheelchair or baby carriage.
- 1.34 PERMIT- means a permit to park a motor vehicle on the streets or parts of streets or other parking areas designated by Council, and specified on the permit during the times authorized herein.
- 1.35 PERSON – Means any human being, firm, partnership, association or corporation, agent or trustee and the heirs, executors or other legal representatives of a person to whom the context can apply according to law and for the purpose of this by-law includes the owner or driver of a vehicle.

- 1.36 **PHYSICALLY DISABLED PERSON** – Means a person who is physically disabled in such a way that his or her mobility is seriously restricted either permanently or temporarily, including, without limiting the generality of the foregoing, a person who uses a wheelchair, crutches, braces or other mobility-assisting devices.
- 1.37 **POLICE OFFICER** – A member of the Ontario Provincial Police, or any other police service having jurisdiction within the Municipality.
- 1.38 **PRIVATE ROAD OR DRIVEWAY** – Every way or place in private ownership and used for vehicular traffic by the owner and those who have expressed or implied permission given by the owner but not by others.
- 1.39 **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 of the roadways collectively.
- 1.40 **SCHOOL BUS LOADING ZONE** – Means the part of the highway designated for the use of school buses for loading and unloading school children.
- 1.41 **SHOULDER**- means that part of the highway immediately adjacent to the roadway and having a surface which has been improved with asphalt, concrete or gravel for the use of vehicles.
- 1.42 **SIDEWALK/FOOTPATHS**- means a part or strip of land paved or otherwise, in, on or alongside a highway physically set apart or designed, made available or intended for pedestrian use.
- 1.43 **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.
- 1.44 **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 police officer or of a traffic control sign or signal.
- 1.45 **TIMES** – Whenever certain hours are named herein, they shall mean standard time or daylight savings time, whichever shall be in official current use in the Municipality.
- 1.46 **THROUGH HIGHWAY** – Means any highway or part of highway designated as such by the Minister or by a by-law of the 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.
- 1.47 **TRAFFIC** – Includes pedestrians, ridden or herded animals, vehicles, buses and other conveyances, either singly or together, while using any highway for the purpose of travel.
- 1.48 **TRAFFIC CONTROL DEVICE** – Means any sign, signal-light traffic control device, traffic signal, marking or device, not inconsistent with this By-law, placed or erected by the authority of the Council for the purpose of regulating, warning or guiding traffic.
- 1.49 **U-TURN** – Means to turn a vehicle within a highway in order to proceed in the opposite direction to the direction in which the said vehicle was proceeding immediately prior to the said turn.
- 1.50 **VEHICLE** – Includes a motor vehicle, trailer, traction engine, farm tractor, road building machine, commercial motor vehicle, automobile, motorcycle, bicycle and any other vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include a motorized snow vehicle or a street car.

2.0 GENERAL REGULATIONS

- 2.1 Schedules "A" to "C", inclusive which are attached hereto are hereby made a part of this by-law and shall be constructed herewith.
- 2.2 Each entry in a column of a schedule shall be read in conjunction with the entry or entries across there from and not otherwise.
- a) Whenever certain hours are named herein, they shall mean Standard Time or Daylight Savings Time, whichever shall be in official current use in the Municipality.
 - b) A word interpreted in the singular number has a corresponding meaning when used in the plural.
 - c) "**May**" shall be construed as permissive.
 - d) "**Shall**" shall be construed as imperative.

3.0 AUTHORIZED SIGNS AND TRAFFIC CONTROL DEVICES

- 3.1 The Public Works Foreman of the Corporation of the Town of Gore Bay is hereby authorized and directed to obtain, place or erect and to maintain such authorized signs and traffic control devices as may be necessary to give effect the provisions of this by-law or as required to warn or guide traffic for the safety or convenience of the public.
- 3.2 When authorized signs have been erected, no person shall park a vehicle or permit a vehicle to remain parked on any highway;
- 3.3 Unless otherwise permitted herein, 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 any authorized sign or traffic control device or which conceals from view or interferes with the effectiveness of any authorized signs or traffic control devices.

4.0 PARKING AND STOPPING

4.1 METHOD OF PARKING:

No person shall cause a vehicle to be stopped on any highway unless on the right side of the highway, having regard to the direction in which the vehicle has been proceeding;

- a) with the right front and right rear wheels or runner not more than fifteen centimeters (15cm) from the curb or edge on the roadway, but this provision shall not apply to prevent the parking of a vehicle on the left side of a one-way street, nor prevent the angle parking of a vehicle on highways or parts of highways or parts as permitted; or,
- b) where there is no curb or rolled curb, with the right front and rear wheels parallel to and as near to the right hand limit of the highway as is practical without stopping or parking on a sidewalk, footpath or on any part of the highway where grass is grown or which is not intended for the use of vehicles;

4.2 PARKING PROHIBITED:

4.2.1. Unless specifically permitted by other provisions of this by-law no person shall park any vehicle at any time in the following places:

- a) on or overhanging a sidewalk;
- b) on a boulevard;
- c) on a crosswalk;
- d) on a curb;
- e) in front of or within three (3) metres (9.8 feet) of a fire hydrant on any street in the Town of Gore Bay, laterally measured along the roadway immediately adjacent to the hydrant;
- f) within any intersection or within nine (9) metres (29.5 feet) of any marked intersections;
- g) in front of, or within three quarter (3/4) metres (2.5 feet) of the entrance to private driveway or so as to prevent ingress or egress to or from such driveway;
- h) within a marked school bus loading zone, unless that vehicle is a bus as defined in The Highway Traffic Act;
- i) in such a manner that the vehicle is not wholly within a designated parking space unless such vehicle is of such length so as to render it impossible to do so;
- j) in a direction opposite to that of the traffic on the side of the road that the vehicle is parked;
- k) in a manner other than parallel to the roadway;
- l) adjacent to a previously parked vehicle;
- m) in such a position as to prevent the convenient removal of any vehicle previously parked or left standing;
- n) where merchandise is regularly delivered or removed, or in front of an entrance to or any emergency exit from any theatre, auditorium or other building, or for a reasonable time immediately preceding and following such assemblages;
- o) upon any street in such manner or under such conditions as to have available less than three (3) metres (9.8 feet) of the roadway for free movement of vehicular traffic, except that a driver may stop temporarily during the actual loading or unloading of passengers except where stopping is prohibited, or when necessary in obedience to traffic regulations or traffic signs or signals of a police officer;
- p) on any area where authorized signs are erected;
- q) on any street in such a manner as to obstruct traffic;
- r) on any street in such a manner as to interfere with municipal services;
- s) outside the lines painted on the pavement designating a parking space;

- t) nothing in this section shall be deemed to permit the stopping or parking of a vehicle where stopping or parking is prohibited on any of the parts of the Highways named and described in schedule "A" to this by-law.

4.2.2. In specified places where authorized signs to that effect are displayed, no person shall at any time park any vehicle:

- a) on any parts of the highways named and described in Schedule "A" to this by-law;
- b) on, in, or upon any public lane;
- c) on any highway within fifteen (15) metres (49.2 feet) of the termination of a dead-end street;
- d) on any highway or municipal parking lot for a time longer than a time indicated;
- e) on property owned by the municipality unless consent is given by the Town of Gore Bay;
- f) on west side of Water St. north of Dawson St.
- g) overnight at parking lot located off the east side of Water St. adjacent to boaters shower house.

5.0 DISABLED PARKING REGULATIONS

5.1 PROHIBITIONS

5.1.1 No person shall park or stop a vehicle in a disabled parking space unless a valid disabled parking permit is properly displayed upon the vehicle ensuring that the permit number and expiry date are clearly visible.

5.1.2 No person shall park a vehicle in a manner that would obstruct the use of a disabled parking space.

5.1.3 The following locations are designated as "Disabled Parking Spaces" for the purpose of parking within the Town of Gore Bay:

- a) Gore Bay Municipal Parking Lot as marked;
- b) Gore Bay Medical Centre Parking Lot as marked;
- c) Meredith Street as marked.
- d) Town of Gore Bay Municipal Building as marked
- e) Gore Bay Arena as marked
- f) Municipal Waterfront as marked
- g) Community Hall as marked
- h) Marina Parking Lot adjacent to the boat launch ramp as marked
- i) Service Ontario parking lot as marked
- j) Private parking lots as marked
- k) Eleanor Street as marked

5.2 DISABLED PARKING SPACES

Every owner or operator of a public parking area shall provide disabled parking spaces for the exclusive use of vehicles operated by or conveying physically disabled persons, upon whose vehicles shall be properly displayed with a disabled parking permit as provided for in this by-law.

5.3 RESPONSIBILITY OF MAINTAINING DISABLED PARKING SPACES

5.3.1 Every owner or operator of a public parking area shall ensure that disabled parking spaces as required shall be:

- a) Kept free and clear from obstructions;
- b) Kept free and clear of snow, ice and slush;
- c) Maintained to the same standards as all other parking spaces in the same public parking area.

5.4 SIGNS

5.4.1 Disabled parking signs referred to in this by-law shall comply with regulations made under the Highway Traffic Act.

5.4.2 Disabled parking signs shall be mounted on a permanent post and be located:

- a) At a minimum height of one (1) metre from grade to the bottom of sign;
- b) At a maximum height of two (2) metres from grade to the bottom of the sign;
- c) Midway between the lateral limits of the disabled parking space, so as not to block vehicle or passenger access.

5.4.3 Every owner or operator of each public parking area in which disabled parking signs are located, pursuant to this by-law, shall be responsible for the procurement, installation and maintenance of said disabled parking signs and for ensuring that said disabled parking signs comply with regulations made under the Highway Traffic Act.

6. TEMPORARY NO PARKING SIGNS

No person shall park a vehicle on a highway where a temporary no parking sign has been erected.

7.0 PARKING PROHIBITED FOR SPECIFIC PURPOSE

No person shall park a vehicle upon any highway for the purpose of:

- a) displaying it for sale;
- b) storing it;
- c) washing, servicing, painting, or repairing it, except where such repairing is necessary for the removal of the vehicle from the highway;
- d) advertising, unless specifically authorized by the Council of the Town of Gore Bay.

8.0 EMERGENCY PROHIBITION OF PARKING

8.1 Notwithstanding anything to the contrary contained herein, the Mayor or designate may, during any emergency or special circumstance deemed sufficient therefore may by the use of appropriate signs or signals, suspend the movement of any or all vehicular traffic on any highway or portion thereof and/or, may suspend any or all parking thereon by authorizing the displaying of "NO PARKING" signs. A Police Officer or the By-Law Enforcement Officer, during such emergency, may declare that any vehicle already parked is being parked illegally regardless of the time permitted for parking such vehicle under provisions of this By-Law.

8.2 Any restrictions or prohibitions contained within this by-law shall not apply to authorized emergency vehicles while actually engaged in responding to an emergency.

9. DURING NIGHT HOURS IN WINTER MONTHS

No person shall park a vehicle on any highway under the jurisdiction of the municipality, between the hours of twelve o'clock in the morning (12 am) and eight o'clock in the morning (8am), during the period from the first (1st) day of November in one (1) year until the last day of March in the next year, except physicians on emergency calls and operators of authorized emergency vehicles.

10.0 LOADING AND UNLOADING OF COMMERCIAL VEHICLES

10.1 Subject to subsection 2 no person shall park a commercial motor vehicle on any highway for the purpose of loading or unloading merchandise for a longer period than is actually necessary providing such loading or unloading shall not exceed thirty (30) minutes.

10.2 No person shall park a commercial motor vehicle on the travelled portion of Meredith Street between Main Street and Dawson Street for the purpose of loading or unloading.

11.0 COMMERCIAL MOTOR VEHICLES – SIGNS REQUIRED

11.1 No person shall park a Commercial Motor Vehicle on a highway in a residential zone.

11.2 No person shall park a Commercial Trailer on a highway in a residential zone.

11.3 Commercial vehicles must comply with all truck route signs posted

12.0 PENALTIES

12.1 PENALTY FOR CONTRAVENTION- SHORT FORM WORDINGS AND SET FINES

12.1.1. Short form wordings and set fines pertaining to this by-law shall be as set out in Schedule "C" of this by-law.

12.1.2. Every person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to a fine as provided for in the Provincial Offences Act, R.S.O. 1990, c. P.33.

12.1.3. The procedure for enforcing this by-law shall be set forth in Schedule "B" attached hereto.

12.2 PARKING INFRACTION NOTICE

A Police Officer, By-Law Enforcement Officer, or any person appointed to carry out the provisions of this by-law, upon discovery of any motor vehicle parked or left in contravention of this by-law may issue a summons or attach to the vehicle a parking infraction notice in the form of a serial numbered notice.

12.3 PARKING INFRACTION NOTICE – PAYMENT PROCEDURE

Where a parking infraction notice is placed on a vehicle by a Police Officer, the By-Law Enforcement Officer, or any other person appointed to carry out the provisions of this By-Law, the owner shall:

- a) pay the set fine as indicated on the parking infraction notice; or
- b) exercise Option 2 on the reverse of the parking infraction notice.

12.4 PENALTIES – DRIVER/OWNER RESPONSIBLE

The driver of a vehicle, not being the vehicle owner, is liable to any penalty provided under this by-law, and the vehicle owner is also liable to such penalties unless, at the time of the offence, the vehicle was in possession of some person other than the owner without the owner's consent.

12.5 REMOVING VEHICLE

Under the authority of section 170 (15) of the Highway Traffic Act, a police officer, police cadet, municipal law enforcement officer or an officer appointed for carrying out the provisions of this Act; upon discovery of any vehicle parked in contravention of this by-law may cause it to be moved or taken to and placed or stored in a suitable place at the owner's expense. All costs and charges for the removal, care and storage thereof, if any, are a lien upon the vehicle that may be enforced in accordance with the *Repair and Storage Liens Act*. 2005, c. 26, Sched. A, s. 28 (2).

13.0 MISCELLANEOUS PROVISIONS

13.1 OBSTRUCTING TRAFFIC

- 13.1.1 No person shall operate any vehicle upon or along any highway so as to obstruct traffic unreasonably, in a manner so as to prevent traffic from maintaining a reasonable rate of speed.
- 13.1.2 Any person operating a slow moving vehicle shall operate it as near to the right hand edge of the highway as circumstances and weather conditions permit.
- 13.1.3 No person shall open excavations, erect barricades, or boarding, store earth, construction materials, or park work equipment on any portion of a highway or open lane without first obtaining any necessary permit from the Municipality.
- 13.1.4 No driver of a vehicle shall enter any intersection unless there is sufficient space on the other side of the intersection or crosswalk to accommodate said vehicle without obstructing passage of other vehicles or pedestrians, notwithstanding any traffic signal indication to proceed.
- 13.1.5 No person shall obstruct, encumber, injure or foul any highway or bridge within the Municipality or cause any such highway or bridge to be obstructed, encumbered, injured or fouled by throwing or depositing or causing to be thrown or deposited thereon any snow or ice.

13.2 RIGHT OF PASSAGE

All vehicles are required to pull to the right of the traveled portion of any street or road when overtaken or approached by a fire truck, ambulance or police vehicle with their lights flashing and/or siren operating.

13.3 SCHOOL BUS LOADING ZONE

Parking or stopping is restricted to school buses only in marked School Loading Zone between the hours of 8:00 a.m. and 5:00 p.m. during school days.

13.4 UNATTENDED VEHICLES

No person shall leave a running vehicle unattended and unlocked.

14. JURISDICTION

The provisions of this by-law shall only apply to those highways in the Municipality which are under the jurisdiction of the Municipality.

15. EXCEPTIONS

The provisions of this by-law shall not apply to ambulances, fire department vehicles, police vehicles, other emergency response vehicles, municipal vehicles while their employees are engaged in performing their duties, postal vehicle while actually engaged in loading mail from the postal box or a vehicle engaged solely for the transportation of money for commercial establishments while engaged in delivering or picking up money or valuables.

16. ENFORCEMENT

The By-Law Enforcement Officer for the Town of Gore Bay is hereby appointed to enforce the provisions of this by-law.

17. VALIDITY

If a court of competent jurisdiction declares any section or part of a section of this by-law invalid, it is the intention of Council that the remainder of the by-law shall continue to be in force.

18. REPEAL

On the date this by-law comes into effect, by-law 2013-25 and all amendments thereto are hereby repealed.

19. MUNICIPAL APPROVAL AND EFFECTIVE DATE

This by-law shall come into force and effect upon the approval of the set fines by the Ministry of the Attorney General and approved and passed by the Council of the Corporation of the Town of Gore Bay. All particular provisions become effective once the sign or signs, if any, applicable to such particular provisions have been erected and are on display.

READ A FIRST, SECOND, THIRD TIME AND FINALLY PASSED THIS 8TH DAY OF JULY, 2013.

.....
MAYOR

.....
CLERK

SCHEDULE "A"

1. Intersection of Meredith Street and Main Street a distance of 9 metres in all directions on both sides of Meredith Street and Main Street;
2. Intersection of Meredith Street and Eleanor Street a distance of 9 metres in a northerly and southerly direction on the west and east sides of Meredith Street and a distance of 9 metres in an easterly and westerly direction on the north side of Eleanor Street;
3. Intersection of Phipps Street and Eleanor Street a distance of 9 metres in all directions on both sides of Phipps Street and Eleanor Street;
4. Intersection of Meredith Street and Dawson Street a distance of 9 metres in a southerly direction on the west and east sides of Meredith Street;
5. Intersection of Dawson Street and Phipps Street a distance of 9 metres on the south side of Dawson Street as marked;
6. North side of Dawson Street at the corner of Dawson Street and the west side of Meredith Street as marked;
7. West side of Powell Street from the corner of Hall Street West and Powell Street to the corner of Powell Street and Park Street;
8. West side of Water Street north of Dawson Street;

SCHEDULE "B"

PROCEDURE FOR ENFORCING THIS BY-LAW:

Any person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to the maximum fine as provided for in the Provincial Offences Act, R.S.O., 1990, c.P.33, and any amendments thereto.

PARKING INFRACTION NOTICE

1. Where a vehicle is found parked or stopped in contravention of the provisions of this by-law, a police officer or By-Law Enforcement Officer may complete and place upon or attach to the vehicle or give to the person driving the vehicle a parking infraction notice in the form of a serially-numbered notice stating:

- a) the license number of the vehicle, concise description of the vehicle and the expiry date of the sticker;
- b) a description of the offence;
- c) the set fine for the alleged offence;
- d) the date, time, place and location of the alleged offence;
- e) the procedure for making a voluntary payment of the offence;
- f) that in the event of the failure to make such payment within the prescribed time period, the provisions of the Provincial Offences Act shall be applicable.

2. The Officer shall prepare the parking ticket in triplicate and shall attach one copy of the parking infraction notice to the vehicle or give the copy to the driver of the vehicle and deliver two copies to the Corporation.

VOLUNTARY PAYMENT OF PENALTIES

1. Any person may upon presentation of a Parking Infraction Notice showing a set fine as approved by the Attorney General, may make an early payment in the manner shown in option 1 or 2 on the reverse side of the certificate of parking infraction. If the early payment option is chosen such payment must be received by the Clerk of The Corporation of the Town of Gore Bay, or his/her designate, within seven (7) days of the date on which the notice was issued, inclusive of Saturdays, Sundays and holidays at 15 Water Street, P.O. Box 590, Gore Bay, Ontario, P0P 1H0. A receipt shall be given to the person making the payment.

2. The Clerk of The Corporation of the Town of Gore Bay shall receive **all** monies collected under this section.

3. If a voluntary payment is not made in accordance with the procedure provided in this section, the procedure of The Provincial Offences Act shall apply.

SCHEDULE "C"