



THE CORPORATION OF THE TOWNSHIP OF NORWICH

BY-LAW NUMBER 85-2002

TO REGULATE PARKING IN THE TOWNSHIP OF NORWICH

WHEREAS the Municipal Act, R.S.O. 1990, as amended, Chapter M.45, Section 210(123) states that "By-laws may be passed by the Council of local municipalities, subject to the Highway Traffic Act, for regulating traffic on the highways";

AND WHEREAS it is deemed expedient to regulate parking in the Township of Norwich;

THEREFORE the Council of the Corporation of the Township of Norwich enacts as follows:

1. DEFINITIONS

For the purposes of this By-law:

- 1.1 Boulevard – means that area located between the roadway and sidewalk.
- 1.2 Commercial Motor Vehicle – means a motor vehicle having permanently attached thereto a truck or delivery body and includes ambulances, fire apparatus, buses and tractors used for hauling purposes on the highway.
- 1.3 Corner – with reference to a highway intersection means the point of intersection of the prolongation of the lateral curb lines or in the absence of curbs, the prolongation of the edges of the roadways.
- 1.4 Corporation – means the Corporation of the Township of Norwich.
- 1.5 Crosswalk – means
 - 1.5.1 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
 - 1.5.2 Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines or other markings on the surface.
- 1.6 Curb - means a structure composed of concrete or other suitable material erected to define the edge of the roadway.
- 1.7 Driveway - means a part of a highway improved to provide vehicular access from the roadway to a laneway or a parking area on adjacent land.

- 1.8 Highway - includes the entire right-of-way of 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.
- 1.9 Holiday – means holidays as defined in the Interpretations Act, R.S.O. 1990, as amended, Chapter I.11, Section 29.
- 1.10 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 which join one another at an angle, whether or not one highway crosses the other.
- 1.11 Loading Zone - means that part of a highway set apart for the exclusive purpose of parking or stopping a vehicle to load or unload goods, wares, merchandise or persons.
- 1.12 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.
- 1.13 One-Way Highway – means a highway upon which the movement of vehicular traffic is limited to one direction.
- 1.14 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.
- 1.15 Peace Officer – means a member of the Oxford Community Police Services or a Municipal Law Enforcement Officer appointed by the Corporation.
- 1.16 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 the roadways collectively.
- 1.17 Shoulder- means that part of the highway immediately adjacent to the traveled portion of the roadway and having a surface, which has been improved.
- 1.18 Sidewalk – includes all such parts of highway as are set aside by the Corporation for the use of pedestrians or used by the general public for the passage of pedestrians.
- 1.19 Sign/Official Sign – means a sign approved by the Ministry of Transportation

- 1.20 Stand or Standing – 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 direction of a Peace Officer or a traffic control sign or signal.
- 1.21 Time – where an expression of time occurs or where an hour or other period of time is stated, the time referred to in this By-Law shall be the local time whether standard or day-light saving time.
- 1.22 Traffic – includes pedestrians, animals which are led, ridden or herded, vehicles and other conveyances using a highway for the purpose of travel.
- 1.23 Vehicle – includes a motor vehicle, trailer, traction engine, farm tractor, road building machine, bicycle and any 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. INTERPRETATION – GENERAL

2.1 For the purposes of this By-law:

2.1.1 Words importing the singular number or the masculine gender only, include more persons, parties or things of the same kind and females as well as males and the converse.

2.1.2 A word interpreted in the singular number has a corresponding meaning when used in the plural.

2.1.3 “May” shall be construed as permissive.

2.1.4 “Shall” shall be construed as imperative.

2.2 Distances:

Where a distance is used in this By-Law, as part of a prohibition of parking or stopping within a specified distance or an object, structure, land or a part of a highway, such distance shall be measured:

2.2.1 Along the curb or edge of the roadway from a point in such curb or edge or roadway opposite such object, structure, land or part of a highway, unless the context otherwise requires, and

2.2.2 From such object, structure, land or part of a highway in all directions.

2.3 Cumulative Effect:

The various prohibitions of this By-law are cumulative and not mutually self-exclusive.

2.4 Severability

It is declared that if any section, subsection or part of parts thereof, be declared by any Court of Law to be bad, illegal or ultra vires, such parts shall be deemed to be

severable and all parts hereof are declared to be separate and independent and enacted as such.

3. OBEDIENCE TO PARKING REGULATIONS

3.1 A "Peace Officer" shall enforce the provisions of this By-law.

3.2 Notwithstanding the other provisions of this By-Law, in the case of a fire, parade, an assembly of persons, congestions of traffic, a construction project, or any other emergency, parking may be restricted or prohibited by a "Peace Officer" and such restrictions or prohibitions shall be complied with.

3.3 The following vehicles are exempt from this By-law:

3.3.1 Police

3.3.2 Fire

3.3.3 Emergency, and

3.3.4 Ambulances

3.3.5 The following vehicles are exempt while actually engaged in the performance of their duties:

3.3.5.1 Vehicles of or utilized by the Township of Norwich

3.3.5.2 Vehicles of or utilized by the County of Oxford

3.3.5.3 Vehicles of or utilized by the Provincial or Federal Government,
and

3.3.5.4 Utility vehicles such as hydro, gas, telephone and cable TV

4. GENERAL STOPPING AND PARKING REGULATIONS

4.1 No person shall park or stop a vehicle on a highway except on the right-hand side of the highway, having regard to the direction in which the vehicle was traveling and with the right-front and rear wheels parallel to and as near to the right-hand limit of the highway as is practicable without stopping or parking over a sidewalk or any part of the highway which is not intended for the use of vehicles, but this section shall not apply where angle parking is specifically authorized under this By-law, not to prevent the parking or stopping of a vehicle on the left-hand side of a highway designated for one-way traffic where such parking is not otherwise prohibited.

4.2 Where angle parking is permitted on a highway, no person shall park or stop a vehicle except at the angle as indicated by pavement markings for angle parking purposes, or if not indicated by pavement markings for angle parking purposes, then at an angle of 45^o from the curb or limit of the highway, with the front end of the vehicle at such curb or limit; and

- 4.3 Where parking is permitted on the left side of a highway designated as a one-way highway, a person may park or stop any vehicle provided the vehicle is parked:
 - 4.3.1 Where there is a raised curb on the left side of the traveled portion of the highway having regard to the direction in which the vehicle was traveling, with its left-front and rear wheels parallel to and not more than 30 cm away from such curb; or
 - 4.3.2 Where there is no curb, with the left-front and rear wheels parallel to and as near to the left-hand limit of the highway as is practicable without stopping or parking over a sidewalk or any part of the highway, which is not intended for the use of vehicles.

5. PARKING OR STANDING PROHIBITIONS WITHOUT SIGNS

Notwithstanding paragraph 4 of the within By-law, no person shall park or stand a vehicle or permit a vehicle to remain parked or standing on a highway,

- 5.1 within nine (9) metres of an intersection
- 5.2 within one and one-half (1.5) metres of a fire hydrant
- 5.3 so as to obstruct ingress to or egress from a driveway or laneway
- 5.4 so as to obstruct the removal of any other vehicle previously parked or standing
- 5.5 for the purpose of maintaining or repairing the vehicle, except for such repairs that have been necessitated by an emergency
- 5.6 that is a commercial motor vehicle over eight (8) metres in length for a time period in excess of two (2) consecutive hours
- 5.7 on or across a sidewalk or part thereof
- 5.8 in a crosswalk
- 5.9 that will obstruct traffic
- 5.10 on the traveled portion of the roadway, where the roadway width is six (6) metres or less
- 5.11 on a Boulevard
- 5.12 within fifteen (15) metres of a railway crossing
- 5.13 on a bridge or any approach thereto
- 5.14 not wholly within a designated parking space

6. PARKING REGULATIONS UNDER SCHEDULES

Notwithstanding the provisions of paragraph 4 of the within By-law, parking is restricted as is detailed in the schedules hereto attached, which shall be deemed to form part of the By-law, that is to say:

6.1 SCHEDULE "A" – 2 HOUR PARKING BETWEEN 6:00 A.M. AND 6:00 P.M., MONDAY TO SATURDAY, EXCLUDING HOLIDAYS

When official signs have been erected and are on display, no person shall park a vehicle or permit a vehicle to remain parked on any highway for a period in excess of two consecutive hours between 6:00 a.m. and 6:00 p.m., Monday to Saturday, excluding Holidays, as set out in Columns 1 through 4 inclusive of Schedule "A";

6.2 SCHEDULE "B" – 15 MINUTE PARKING BETWEEN 8:00 A.M. AND 6:00 P.M., MONDAY TO SATURDAY, EXCLUDING HOLIDAYS

When official signs have been erected and are on display, no person shall park a vehicle or permit a vehicle to remain parked on a highway, in excess of 15 minutes between the hours of 8:00 a.m. and 6:00 p.m., Monday to Saturday, excluding Holidays, as set out in Columns 1 through 4 inclusive of Schedule "B";

6.3 SCHEDULE "C" – NO PARKING BETWEEN 4:45 P.M. AND 5:15 P.M. MONDAY TO SATURDAY, EXCLUDING HOLIDAYS

When official signs have been erected and are on display, no person shall park a vehicle or permit a vehicle to remain parked on a highway, between 4:45 p.m. and 5:15 p.m., Monday to Saturday, excluding holidays, as set out in Columns 1 through 4 inclusive of Schedule "C";

6.4 SCHEDULE "D" – NO PARKING ANYTIME

When official signs have been erected and are on display, no person shall park a vehicle or permit a vehicle to remain parked on a highway, at any time, as set out in Columns 1 through 4 inclusive of Schedule "D";

6.5 SCHEDULE "E" – NO PARKING 5:00 P.M. FRIDAY TO 9:00 A.M. MONDAY AND 5:00 P.M. TO 9:00 A.M. MONDAY TO FRIDAY

When official signs have been erected and are on display, no person shall park a vehicle or permit a vehicle to remain parked on a highway from 5:00 p.m. Friday to 9:00 a.m. Monday, and 5:00 p.m. to 9:00 a.m., Monday to Friday, as set out in Columns 1 through 4 inclusive of Schedule "E";

6.6 SCHEDULE "F" – DESIGNATED LOADING ZONES, 6:00 A.M. TO 6:00 P.M. MONDAY TO FRIDAY

When official signs have been erected and are on display, no person shall stop or stand a vehicle or permit a vehicle to be stopped or stood on a highway between 6:00 a.m. and 6:00 p.m., Monday through Friday in an area designated as a loading zone, as set out in Columns 1 through 4 inclusive of Schedule "F".

7. PENALTIES

7.1 When a vehicle is found parked, stopped or standing in contravention of the provisions of this By-law, a Peace Officer may attach to the vehicle a serially numbered parking infraction notice stating the:

7.1.1 Date and time of the violation

- 7.1.2 Licence number of the vehicle
- 7.1.3 Make of the vehicle
- 7.1.4 Location of the vehicle
- 7.1.5 Expiry date of the licence
- 7.1.6 Reason for which the parking infraction notice is being issued
- 7.1.7 Signature of the issuing Peace Officer
- 7.2 The parking infraction notice shall be prepared in duplicate, the parking infraction notice shall be attached to the vehicle and the Corporation shall retain the certificate of parking infraction.
- 7.3 The penalties for voluntary payment of violations against this By-law shall be Fifty Dollars (\$50.00) for the following offences:
 - 7.3.1 park a vehicle more than 30 cm from curb
 - 7.3.2 park left side to curb on a 2-way highway
 - 7.3.3 park other than 45° angle where angle parking permitted
 - 7.3.4 park within 9 metres of an intersection
 - 7.3.5 park within 1.5 metres of a fire hydrant
 - 7.3.6 park to obstruct ingress or egress of driveway
 - 7.3.7 park to obstruct previously parked vehicle
 - 7.3.8 park for unnecessary repairs
 - 7.3.9 park commercial motor vehicle over 8 metres for a period over 2 hours
 - 7.3.10 park on or across a sidewalk
 - 7.3.11 park in a crosswalk
 - 7.3.12 park to obstruct traffic
 - 7.3.13 park on a roadway less than 6 metres
 - 7.3.14 park on a boulevard
 - 7.3.15 park within 15 metres of a railway crossing

- 7.3.16 park on or the approach to a bridge
 - 7.3.17 park not wholly within designated space
 - 7.3.18 vehicle parked over 2 hours – Schedule A
 - 7.3.19 vehicle parked over 15 minutes – Schedule B
 - 7.3.20 vehicle parked between 4:45 p.m. and 5:15 p.m. – Schedule C
 - 7.3.21 no parking anytime – Schedule D
 - 7.3.22 vehicle parked between 5:00 pm to 9:00 a.m. – Schedule E
 - 7.3.23 park in loading zone – Schedule F
- 7.3 The owner or operator of a vehicle may make voluntary payment to the Corporation within seven (7) days of being served a parking infraction notice as set out on the face of the notice. After the seventh (7th) day, but within sixty (60) days, from the date of issue, a person who has been served with a parking infraction notice may pay the set fine shown on the face of the notice to the Corporation.
- 7.4 Every person who contravenes any provisions 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 and;
- 7.4 The owner of a vehicle that is found parked, stopped or standing in contravention 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, unless the owner proves to the satisfaction of the court that at the time of the offence, the motor vehicle was in the possession of another person without the owner's consent, expressed or implied.

8. REPEALS

- 8.1 The following By-laws are hereby repealed: 1365, 19-81, 20-82, 41-85, 22-86, 1-87, 2-87, 20-87, 23-87, 61-88, 36-89, 880-90, 14-92, 8-93, 26-93, 40-94, 29,96, 4-99, 55-2002.

9. EFFECTIVE DATE

- 9.1 This By-law shall become effective upon the passing thereof by the Council of the Corporation, approved by the County of Oxford, and when the By-law has been short formed and approved by the Chief Justice of the Province of Ontario.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 26TH DAY OF NOVEMBER, 2002.

MAYOR
SUSAN HAMPSON

CLERK
BETTEANNE M. CADMAN

SCHEDULE "A" TO BY-LAW NO. 85-2002

6.1 Two hour parking between the hours of 6:00 a.m. and 6:00 p.m., Monday through Saturday, excluding holidays.

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>SIDE</u>
NORWICH			
Main Street	Church Street	Albert Street	North
Main Street	Church Street	Albert Street	South
Stover Street	Front Street	Elgin Street	North
Stover Street	Front Street	Elgin Street	South

SCHEDULE "B" TO BY-LAW NO. 85-2002

6.2 Fifteen (15) minute parking between 8:00 a.m. and 6:00 p.m., Monday to Saturday inclusive

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>SIDE</u>
NORWICH Main Street	A point 9.14 metres east of John Street	A point 30.48 metres east of John Street	North

SCHEDULE "C" TO BY-LAW NO. 85-2002

6.3 No parking between 4:45 p.m. and 5:15 p.m. Monday through Saturday, excluding holidays

STREET	FROM	TO	SIDE
NORWICH John Street	Main Street	A point 32 metres north of Main Street	West

SCHEDULE "D" TO BY-LAW NO. 85-2002

6.4 No parking anytime

STREET	FROM	TO	SIDE
NORWICH			
Main Street	The centreline of Pitcher Street	A point 22 metres east of Pitcher Street	South
Main Street	The centreline of Pitcher Street	A point 29 metres west of Pitcher Street	South
Main Street	John Street	A point 9.14 metres east of John Street	North
Main Street	The centreline of John Street	A point 17 metres west of John Street	North
Main Street	The East boundary of Washington Street	A point 8.5 metres east of Washington Street	North
Main Street	The East boundary of Washington Street	A point 22.5 metres west of Washington Street	North
Main Street	The centreline of Stover Street	A point 30 metres east of Stover Street	South
John Street	The centreline of Main Street	A point 19 metres north of Main Street	West
Elgin Street	The West boundary of Stover Street	A point 41 metres west of Stover Street	South
Stover Street	The centreline of Main Street	A point 36.6 metres north of Main Street	West
Stover Street	The centreline of Main Street	A point 33.6 metres south of Main Street	West

OTTERVILLE

William Street	Main Street	North Street	East
North Street	The westerly boundary of William Street	A point 41 metres west of William Street	North
North Street	The easterly boundary of William Street	A point 42 metres east of William Street	North
Dover Street	The centerline of County Road No. 19	A point 31.5 metres south of County Road 19	West
Main Street	The westerly limit of Dover Street	A point 12 metres west of Dover Street	South
Main Street	East side at hydro pole	A point 61 metres West to west side at mail box	North

SPRINGFORD

Main Street	The westerly boundary of West Street	A point 32.3 metres west of West Street	South
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SCHEDULE "E" TO BY-LAW NO. 85-2002

6.5 No parking 5:00 p.m. Friday to 9:00 a.m. Monday, and 5:00 p.m. to 9:00 a.m. Monday to Friday

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>SIDE</u>
NORWICH Elgin Street	The East boundary of Washington Street	A point 72 metres east of Washington Street	South

SCHEDULE "F" TO BY-LAW NO. 85-2002

6.6 Designated loading zones, 6:00 a.m. to 6:00 p.m., Monday to Friday

STREET	FROM	TO	SIDE
NORWICH Tidey Street	A point 12 metres east of Pitcher Street	A point 48 metres east of Pitcher Street	North