

THE CORPORATION OF HALDIMAND COUNTY

By-law No. 540/04

Being a by-law to amend By-law No. 302/02 to regulate parking on municipal roads within Haldimand County in respect to snow clearing

WHEREAS Section 11.(1) of the *Municipal Act*, S.O. 2001, c.25 provides that a single-tier municipality may pass by-laws respecting highways under its jurisdiction including the parking and traffic on said highways;

WHEREAS it is necessary that highways within Haldimand County remain unobstructed to permit the clearing of snow and to maintain public safety;

AND WHEREAS the Council of Haldimand County deems it expedient to amend By-law No. 302/02;

NOW THEREFORE, the Council of the Corporation of Haldimand County enacts as follows:

1. **THAT** Section 4 of By-law 302/02 be repealed and the following be inserted therefor:

“4. Where parking is permitted within a residential area on both sides of a highway or street, excluding the urban area of Dunnville and streets as set out in Schedule “C” attached hereto;

a) No person shall permit, park or leave a vehicle on such highway, on the side where municipal numbers (911 numbers) are even in number; from the time of 6:00 p.m. on the 1st day of any month until the time of 6:00 p.m. of the 15th day of the same month from November 15th of any year until April 15th of the following year.

b) No person shall permit, park or leave a vehicle on such highway, on the side where municipal numbers (911 numbers) are odd in number; from the time of 6:00 p.m. on the 15th of any month until the time of 6:00 p.m. of the 1st day of the following month from November 15th of any year until April 15th of the following year.”

2. **THAT** Section 5 of By-law 302/02 be repealed and the following be inserted therefor:

“5. Where parking is permitted within a residential area;

- a) *Only on one side of any highway, no person shall permit, park or leave a vehicle on such highway, from November 15th of any year until April 15th of the following year, excluding the urban area of Dunnville and streets as set out in Schedule “C” attached hereto.*
- b) *No person shall within a residential area, permit, park or leave a vehicle on a highway as set out in Schedule “D” attached hereto, from November 15th of any year until April 15th of the following year.”*

3. **THAT** Section 6 of By-law 302/02 be repealed and the following be inserted therefor:

“6. No person shall within a residential area, permit, park or leave a vehicle in a cul-de-sac or dead-end street turn around, from November 15th of any year until April 15th of the following year, excluding the urban area of Dunnville and cul-de-sac or dead-end streets as set out in Schedule “C” attached hereto.”

4. **THAT** Section 7 of By-law 302/02 be repealed and the following be inserted therefor:

“7. Where, within a residential area, any street or cul-de-sac, contains within it, divided lanes, by means of a boulevard, island or ditch, no person shall permit, park or leave a vehicle on such a street, from November 15th of any year until April 15th of the following year, excluding the urban area of Dunnville and any street set out in Schedule “C” attached hereto.”

5. **THAT** Section 9 of By-law 302/02 entitled “Parking in Contravention” be repealed and the following be inserted therefor:

“Parking in Contravention

9. *No person shall permit, park or leave a vehicle:*

- a) *Where snow and ice is being removed, in any location in contravention of this By-law.*
- b) *In such a manner as to interfere with snow plowing or snow removal where ‘No Parking’ signs have been temporarily placed by the Municipality or its authorized agent to accommodate winter control activities.”*

6. **THAT** Schedule “C”, “Specific Exemptions - Caledonia” as hereto attached be affixed to By-law No. 302/02 to form Schedule “C” of said by-law.

7. **THAT** Schedule “D”, “Specific Exemptions – Dunnville” as hereto attached be affixed to By-law No. 302/02 to form Schedule “D” of said by-law.
8. **THAT** this by-law shall remain in effect notwithstanding any other Parking By-law enacted by the Corporation of Haldimand County.
9. **THAT** should any section, clause or provision of this by-law or the application thereof be held by a court of competent jurisdiction to be invalid or unenforceable to any extent, the remainder of this by-law and the application thereof to circumstances other than to those held to be invalid or unenforceable shall not be affected thereby and each section, clause and provision of this by-law shall be separately valid and enforceable to the fullest extent permitted by law.
10. **THAT** where a form of words or expression are prescribed in this by-law, deviations there from not affecting the substance, or calculated to mislead, do not vitiate them.
11. **THAT** the requirements of this by-law do not nullify the effect and authority of any other Parking By-law within Haldimand County.
12. **THAT** this by-law comes into force and effect on January 1st, 2005.

READ a first and second time this 27th day of September, 2004.

READ a third time and finally passed this 27th day of September, 2004.

M. Trainer

MAYOR

G. Bivol

CLERK

Schedule "C" By-Law 302/02

"Specific Exemptions - Caledonia"

Column 1	Column 2	Column 3	Column 4
Street	Side	From	To
Caledonia			
Caledon Court	Both	Celtic Avenue	End of street
Glenmore Place	Both	Kinross Street	End of street
Burke Drive	South/West	Aberdeen Street	Orkney Street East

Schedule “D” By-Law 302/02

“Specific Exemptions – Dunnville”

Column 1	Column 2	Column 3	Column 4
Street	Side	From	To
Dunnville			
Griffith Avenue	Both	Alder Street	South Cayuga
Church Street	Both	Lock Street	Broad Street
Alder Street West	Both	West Street	George Street
South Cayuga Street	Both	Cedar Street	Pine Street
John Street	Both	South Cayuga Street	Alder Street