

No. 2019 - 165

**BEING A BY-LAW TO REGULATE TRAFFIC AND PARKING IN THE
MUNICIPALITY OF KINCARDINE**

LIST OF AMENDMENTS TO TRAFFIC AND PARKING BY-LAW NO. 2019-165

SECTION	BY-LAW NO.	DESCRIPTION
Schedule "B", Part IV, Section 3	2020 – 079	No parking
Schedule "N", Part XI	2020 – 079	Intersection Stop Signs
Schedule "K"	2021 – 108	Fire Route
Schedule "I"	2021 - 182	Accessible Parking

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WHEREAS the Municipal Act, S.O. 2001, c. 25 as amended, Sections 11(3) and 27(1), gives lower tier municipalities the power to pass by-laws within the sphere of jurisdiction dealing with highways; including parking and traffic;

AND WHEREAS Section 245(1) of the said Municipal Act, authorizes a municipality to pass by-laws providing that a person who contravenes the by-law is guilty of an offence.

AND WHEREAS the Highway Traffic Act, R.S.O., 1990, c. H.8 and the regulations made thereunder permit the councils of local municipalities to regulate traffic and parking;

AND WHEREAS the Motorized Snow Vehicles Act, R.S.O., 1990, c. M.44 permit the councils of local municipalities to pass by-laws regulating, governing or prohibiting the operation of motorized snow vehicles within the municipality, including any highways therein or any part or parts thereof;

AND WHEREAS the Council of The Corporation of the Municipality of Kincardine deems it important to enact a general by-law to regulate traffic and parking and to combine most existing traffic and parking by-laws into one;

NOW THEREFORE, the Council for The Corporation of the Municipality of Kincardine **ENACTS** as follows:

PART I - DEFINITIONS

1. "CAO" means the Chief Administrative Officer or designate for the Municipality of Kincardine.
2. "Authorized Sign" means any traffic control device *Traffic Control Signal*, sign or *Roadway*, curb or *Sidewalk* marking or *Device* placed or erected under the authority of the *Municipality* of Kincardine for the purposes of regulating or controlling traffic.
3. "Bicycle" means a self-propelled vehicle having a seat or saddle for the use of the driver and designated to travel on not more than three wheels in contact with the ground, but does not include a *motor assisted bicycle*.
4. "Boulevard" means that part of the highway situated between the curb line and the property line of the lot abutting the highway, but does not include a sidewalk or shoulder.
5. "Bus Stop" means that portion of a highway designated by an authorized sign for the use of buses, as a space for loading and unloading passengers.
6. "By-law Officer" means a commissionaire, assistant or any other officer or civilian person engaged by the South Bruce O.P.P. and/or appointed by the Municipality of Kincardine to enforce or carry out the provisions of this by-law or any part or parts thereof.
7. "Clerk" means the clerk for the Municipality of Kincardine.
8. "Corner" means the point of intersection of curb lines or edges of the portion of the highway used for vehicular traffic.

9. "Council" means the Council of The Corporation of the Municipality of Kincardine.
10. "Cul-de-sac" means a highway terminating in a turn-around.
11. Curb Lines,
 - a) Where a curb has been constructed, means the line of curb, and
 - b) Where no curb has been constructed, means the edge of the roadway.
12. "Device" means a thing adapted for a purpose or designed for a particular function.
13. "Detachment Commander" means the officer in charge of the South Bruce Ontario Provincial Police, Kincardine detachment.
14. "Director" means the Director of Public Works or his or her delegate for the Municipality of Kincardine.
15. "Driveway" means the improved land on a highway which provides vehicular access from the roadway to adjacent land.
16. "Emergency Vehicle" means a vehicle used by a, police force, fire department, and ambulance service. A vehicle used to respond to emergencies and operated under the authority of a government emergency organization, a vehicle used for the purpose of maintaining a public utility and designated as an emergency vehicle by a traffic authority, or a vehicle not ordinarily used for emergency purposes that is operated by a volunteer, part-time or on-call fire-fighter or emergency medical responder for the purpose of responding to a fire, medical or other emergency.
17. "Heavy Truck" means a commercial motor vehicle, having a weight when unloaded of 3 tonnes (3,000 kilograms) or more, or when loaded of 5 tonnes (5,000 kilograms) or more, but does not include a passenger vehicle, an ambulance, or a vehicle of the Police or Fire Departments.
18. "Highway" includes a common and public highway, street, avenue, parkway, square, place, bridge, viaduct or trestle, designated and intended for, or used by, the general public for the passage of vehicles.
19. "Mayor" means the Mayor of the Municipality of Kincardine.
20. "Motor Assisted Bicycle" means a bicycle propelled or driven by means other than muscular power.
21. "Motor Vehicle" includes an automobile, motorcycle, motor assisted bicycle and any other vehicle propelled or driven otherwise than by muscular power.
22. "Municipality" means The Corporation of the Municipality of Kincardine.
23. "Municipally Significant" means that *Council* has designated the event as significant.
24. "Muscular Powered Device" means a muscular means of transportation but shall exclude devices used by the physically challenged and bicycles. Examples of muscular powered devices shall include but not be limited to, in-line skates, skateboards, roller blades, wheeled skis and scooters.

25. "One Way Street" means a highway upon which vehicular traffic is limited to movement in one direction.
26. "Parking Space" means that part of the roadway, the use of which is designated for the purpose of parking a vehicle.
27. "Pedestrian" means any person afoot, invalids, children in wheeled carriages, and muscular powered or motorized wheelchairs.
28. "Recreational Vehicle" means:
 - i) a vehicle or trailer which may provide short term occupancy that is intended and used exclusively for travel, recreation, and vacationing, designed to be towed or propelled by a motor vehicle or self-propelled, and includes such vehicles commonly known as travel trailers, camper trailers, truck campers, motor homes or other similar travel vehicles; and/or
 - ii) boats, personal watercraft, all-terrain vehicles, and other similar vehicles used for recreational pursuits; and
 - iii) a trailer designed to carry any of the items listed in Sections i) and ii) of this definition.
29. "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.
30. "School hours" means the hours from 8:00 a.m. to 4:30 p.m., Monday to Friday but shall not be applicable during the months of July and August.
31. "Shoulder" means that portion of the highway lying adjacent to the roadway which is improved with granular or paved surface and is not intended for the passage of vehicular traffic.
32. "Sidewalk" means that portion of a highway between the curb line and the property line of the lot abutting the highway improved for the use of pedestrians.
33. "Snow vehicle" means a motor driven vehicle that is not equipped with wheels, but in place thereof is equipped with tractor treads alone or with tractor treads and skis, or with skis and a propeller, or is a toboggan equipped with tractor treads or a propeller, is designed primarily for operating over snow or ice, and is used primarily for that.
34. "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 passage of vehicles.
35. "Time" means whenever certain hours are named herein, Standard Time or Daylight-Saving Time, whichever shall be in general use in the Municipality of Kincardine.
36. "Traffic Control Device" means a sign, marking or other device on a highway for the purpose of controlling, guiding or directing traffic.
37. "Traffic Control Signal" means any device, manually, electrically or mechanically operated, for the regulation of traffic.

38. "Urban Area" is an area that has more than 400 people per square kilometer and has more than 1,000 people. If two or more urban areas are within two kilometers of each other, they are merged into a single urban area. For the Municipality of Kincardine, the urban areas shall be defined as all of Ward 1, subdivisions in Wards 2 and 3 north of Ward 1 and west of County Road 23 and Highway 21, Underwood, Inverhuron, Tiverton, and Bervie.
39. "U-Turn" means to turn a vehicle within a highway so as to proceed in the opposite direction.
40. "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;

PART II - ENFORCEMENT AND AUTHORITY

1. ENFORCEMENT

All provisions of this by-law may be enforced by police officers throughout the *Municipality* of Kincardine. By-law officers may enforce the parking and stopping provisions of this by-law.

2. AUTHORITY TO INSTALL SIGNS

- a) The *Director* or designate is hereby authorized to place, erect and maintain such *Traffic Control Device* as are required to give effect to the provisions of this by-law and/or which are authorized by the Schedules to this by-law.
- b) The *Director* or designate is further authorized for the duration of the situation, to place, erect or maintain such *Traffic Control Device* and *Traffic Control Signals* as are not authorized by this by-law but are required for safety and/or emergency reasons.
- c) Unless otherwise permitted, no person shall place, maintain or display upon any *Highway* any sign, signal, marking or *Device* which purports to be or is an imitation of or resembles any *Traffic Control Device* or *Traffic Control Signal*, without the prior approval of the *Director* or designate.
- d) Unless otherwise permitted, no person shall remove from any *Highway* any sign, signal, marking or *Device* without the prior approval of the *Director* or designate.

PARKING REGULATION

PART III - GENERAL

1. OPERATION OF VEHICLES

a) Driving On Other Than a *Roadway*

No person shall drive a *Motor Vehicle*, a snowmobile, or a *Motor Assisted Bicycle* along any *Sidewalk, Boulevard*, (except on a *Driveway*) or on any municipal park, trail, beach, sports or playing field operated by the *Municipality's* Recreation or Parks departments unless specifically authorized by resolution of *Council*.

The only exception to paragraph 1 a) shall be that motorized scooters operated by disabled and/or elderly persons shall be permitted provided they are operated in a safe and courteous manner. *Pedestrians* shall always have the right-of-way on *Sidewalks*.

b) Closed Roads

No person shall operate a *Vehicle*, except an *Emergency Vehicle* or a *Vehicle* authorized by the *Director* or designate or by a police officer pursuant to the *Highway Traffic Act*, shall be driven through or enter upon any *Highway*, or part thereof, that is roped or barricaded or marked by *Authorized Signs* prohibiting its use.

c) Newly Painted Lines

No person shall drive a *Vehicle*, or attempt to drive a *Vehicle*, on or over or tamper with or walk on any newly painted line or series of lines on any *Roadway* when the presence of such is indicated by markers, electric lanterns or otherwise.

d) Blocking Intersections

A driver or operator of a *Vehicle* approaching a green *Traffic Control Signal* at an intersection shall not enter the intersection unless traffic in front is moving in a manner that would reasonably lead him to believe that he can clear the intersection before the *Traffic Control Signal* turns red.

This prohibition, however, does not apply to the driver or operator of a *Vehicle* who enters an intersection for the purpose of turning to the right or left onto an intersecting *Roadway* and signals his intention to make such a turn prior to entering the intersection.

2. **PEDESTRIAN RIGHTS AND DUTIES**

a) The rights and duties of *Pedestrians* shall be the same as contained in the *Highway Traffic Act*.

b) Crossing *Roadway*

Except where *Traffic Control Signals* are in operation or where traffic is being controlled by a police officer, no person shall cross a *Roadway* at a place other than a *Pedestrian* crossover and shall yield the right-of-way to all *Vehicles* upon the *Roadway*, but nothing in this section shall relieve the driver of a *Vehicle* from the obligation of taking all due care to avoid a collision.

c) Games or Sports

No person shall play or take part in any game or sport upon a *Highway*.

d) The Use of *Sidewalks*

No *Pedestrian* shall utilize a *Roadway* wherever *Sidewalks* are provided adjacent to the *Roadway*.

e) Obstructing *Parking Space*

No person shall place or cause to be placed any table, chair or other object on a *Roadway* in such a manner as to obstruct or interfere with the use of a *Parking Space* by a *Motor Vehicle*, unless authorized by the *Director*.

f) *Muscular Powered Device*

Muscular Powered Vehicles shall be deemed to be *Pedestrians* under this by-law except as otherwise stipulated in the attached Schedule "A".

No person shall use a muscle powered *Device* on a *Roadway*, *Highway*, *Sidewalk*, park land or any area owned and maintained by the *municipality* without due care and attention, or without reasonable consideration for other persons using the said public property.

g) No person shall operate a *Muscular Powered Device* on *Streets* and *Sidewalks* denoted on Schedule "A" to this by-law.

3. **BICYLES**

a) Operation of Bicycles

Every rider of a *Bicycle* shall, when riding such a *Vehicle* on a *Roadway*, drive with due care and attention giving regard to *Pedestrians* and other *Vehicles*.

b) Riding Abreast

No person shall ride a *Bicycle* on any *Roadway* abreast of another *Bicycle* except in the course of passing the other *Bicycle*.

c) Passengers

- i. No person shall, on a *Roadway*, while riding a *Bicycle* designed to carry one person only, carry another person on the *Bicycle* unless in a carrier specifically designed and attached thereto for that purpose.
- ii. No person shall, while riding a *Bicycle* on a *Roadway*, carry any goods thereon in such a manner as to interfere with the rider having full control of the *Bicycle*.

d) Parking

- i. No person shall park a *Bicycle* on any *Roadway*.
- ii. No person shall park a *Bicycle* on any *Boulevard*, *Sidewalk* or *Shoulder* except in an upright position and in such a manner as not to interfere with *Pedestrians*.

4. **ANIMALS**

a) Riding on Other Than A Roadway

No person shall ride or drive any animal, within, across or along any sidewalk or *boulevard* except on a *driveway*.

b) Attendance While In Motion

No driver or other person in charge of an animal drawn vehicle on a *highway* shall leave the vehicle while it is in motion unless they walk beside the animal drawing it.

c) Parking

No person shall park a carriage, cart, wagon, sleigh or sled drawn by any animal on a *highway*.

5. **FOULING OF HIGHWAYS**

No person shall throw, place, deposit or cause or allow to be deposited in any manner, either directly or indirectly, dirt, toxic substances, oil, filth, glass, handbills, paper or other rubbish or refuse or the carcass of any animal on any *Highway* or bridge within the *municipality*.

6. **HIGHWAYS WITHIN OTHER JURISDICTIONS**

From *Time to Time*, this by-law refers to *Highways* which are not under the jurisdiction of the *Municipality* of Kincardine. These are used in order to describe locations of stop signs, through *Highways*, etc. within the schedules and are for reference purposes only. These include, but may not be limited to:

Highway 9	-	Province of Ontario
Highway 21	-	Province of Ontario
County Road 1	-	County of Bruce
County Road 7	-	County of Bruce
County Road 15	-	County of Bruce
County Road 20	-	County of Bruce
County Road 23	-	County of Bruce
County Road 33	-	County of Bruce

PART IV - PARKING, STANDING AND STOPPING RESTRICTIONS

1. **METHOD OF PARKING**

a) General

i) No person shall park or stop a *Vehicle* on any *Roadway* except on the right side of the *Roadway*, having regard to the direction in which the *Vehicle* has been proceeding.

ii) No person shall park in such a way that would impede the normal flow of traffic.

b) Parking On One-Way Streets

Where parking is permitted on either side or both sides of a one-way *Street*, no person shall park or stop a *Vehicle* on any *Roadway* except, having regard to the direction in which the *Vehicle* was permitted to proceed, with the *Vehicle* parallel to the *Street* and not to impede the normal flow of traffic.

c) Angle Parking

Where angle parking is permitted, no person shall park a *Vehicle* except at the angle with the *Roadway* indicated by markings and/or signs, and so that the front end of the *Vehicle* is nearest to the edge of the *Roadway*.

d) Boulevard

Where *Boulevard* parking is permitted, no person shall park a *Vehicle* on the abutting *Roadway* or any part thereof.

e) Parking Spaces

Where *Parking Spaces* are designated on a *Roadway*, no person shall park a *Vehicle* in such a manner as to infringe upon or take up more than one *Parking Space* unless the *Vehicle* cannot be accommodated in one *Parking Space*.

2. PARKING PROHIBITED

a) General

Unless otherwise permitted in this by-law, no person shall at any *Time* park a *Vehicle* in any of the following places:

- (i) on or overhanging the *Sidewalk* or curb;
- (ii) on that portion of the *Boulevard* that is not intended for the use of *Vehicles*, and that portion of the *Boulevard* between the lot line and the curb line;
- (iii) within an intersection;
- (iv) within 3 meters of a point on the curb or edge of the *Roadway* nearest any fire hydrant;
- (v) within 9 meters of an intersecting *Roadway*;
- (vi) in front of or within 1.5 meters of the entrance to a *Driveway* or so as to prevent ingress to or egress from such *Driveway*;
- (vii) in such a manner as to obstruct traffic;
- (viii) on any *Highway* for a longer period of *Time* than twelve (12) consecutive hours;
- (ix) on any *Highway* between November 1st and April 30th between the hours of 2:00 a.m. and 6:00 a.m.
- (x) on any *Highway* for the purpose of repairing, washing or maintenance of a *Vehicle*, save when such use of the *Highway* is unavoidable through emergency;
- (xi) on any *Highway* for the purpose of soliciting, vending, buying or selling goods and/or services, unless otherwise permitted by by-law;
- (xii) on any municipal park, beach, trail, sports or playing field operated by the *municipality's* Recreation or Parks Department; or
- (xiii) on any *Highway* within seventy-two (72) hours after having oil or other chemical sprayed on the underside of the *Vehicle*.
- (xiv) on a *Street* or *Highway* in such a manner as to interfere with the clearing of snow from the *Street* or *Highway*.
- (xv) in a place so as to interfere with the formation on of a funeral procession.

b) Emergency Prohibition of Parking

Despite Parts V and VI of this by-law and anything in Schedules "B", "C", "D", "E", "F", "G", "H", "I", "J", "K", "L", "M" when *Authorized Signs* are on display, no person shall park on any *Highway* during any emergency. For this purpose, "emergency" includes, but is not limited to, a fire, flood or other natural disaster, road repairs or

maintenance work of a public utility and any circumstance in which Section 134 of the *Highway Traffic Act* applies.

c) In Specified Places Where Signs Are on Display

When *Authorized Signs* have been erected and are on display, no person shall at any *Time* on a *Highway*, park a *Vehicle* in any of the following places:

- (i) on any public lane;
- (ii) in a *Cul-de-sac* along the turn-around;
- (iii) on any *Highway* within 15 meters of the termination of a dead end *Highway*;
- (iv) in front of an emergency entrance to, or exit from a hospital, ambulance station, police station, theatre, auditorium or other building in which persons may be expected to congregate in large numbers;
- (v) on that side of any *Highway* where the same abuts on the property of any public park, public playground or school;
- (vi) within 15 meters of an intersection; or within 30 meters of an intersection controlled by *Traffic Control Signals*.

d) Bus Prohibition

Subject to Part IV Sections 9 and 19, no person shall park a bus, including a school bus, or a *Heavy Truck* on any *Highway*.

3. NO PARKING

When *Authorized Signs* have been erected and are on display, no person shall park a *Vehicle* on any of the *Highways* or parts of *Highways* named or described in Schedule "B" to this by-law, on the side or sides of *Highways* set out, during the *Times* and/or days set out in the said Schedule.

4. ANGLE PARKING

When *Authorized Signs* have been erected and are on display, no person shall park a *Vehicle* on any of the *Highways* or parts of *Highways* named or described in Schedule "C" to this by-law, on the side or sides of *Highways* set out in the said Schedule, except in accordance with Part V, Section 1. c) to this by-law.

5. STOPPING PROHIBITED

a) In Specified Places

Unless otherwise permitted in this by-law, no person shall at any *Time* on a *Highway* stop a *Vehicle* in any of the following places:

- (i) within a School Bus Loading Zone;
- (ii) on any median strip separating two *Roadways* or adjacent to either side or ends of such median strip; or
- (iii) on, or within 30 meters of a bridge;

b) In Specified Places Where Signs Are on Display

When *Authorized Signs* have been erected and are on display, no person shall at any *Time* on a *Highway* stop a *Vehicle* so;

- (i) as to obstruct a designated school crosswalk;
- (ii) on that side of any *Highway* where the same abuts on the property of any school except school buses while actually engaged in loading or unloading passengers at which *Time* the red signal lights and stop arm are in operation;
- (iii) as to obstruct a *Pedestrian* crossover;
- (iv) on the opposite side of any *Highway* adjacent to school property, between the hours of 8:00 a.m. and 4:30 p.m., from Monday to Friday inclusive, during the months when the school is open and instructing students;
- (v) as to obstruct a turning lane or a straight thru lane at any intersection.

6. NO STOPPING

When *Authorized Signs* have been erected and are on display, no person shall stop a *Vehicle* on any of the *Highways* or part of *Highways* named or described in Schedule "D" to this by-law, on the side or sides of *Highways* set out, during the *Times* and/or days set out in the said Schedule.

7. NO STANDING

When *Authorized Signs* have been erected and are on display, no person shall stand a *Vehicle* on any of the *Highways* or parts of *Highways* named or described in Schedule "E" to this by-law, on the side or sides of *Highway* set out, during the *Times* and/or days set out in the said Schedule.

8. LOADING ZONES

- a) When *Authorized Signs* have been erected and are on display, no person shall stop a *Vehicle* other than a commercial *Motor Vehicle* on any of the *Highways* or parts of *Highways* named or described in Schedule "F" to this by-law, on the side or sides of *Highways* set out, during the *Times* and/or days set out in the said Schedule, except that the driver of a passenger *Vehicle* may temporarily stop in a loading zone for the purpose of and while actually engaged in loading or unloading passengers and/or merchandise, provided that such stopping does not interfere with any commercial *Motor Vehicle* entering or exiting such loading zone.
- b) The *Council*, on application of a commercial enterprise, may designate a loading zone within the *municipality*.
- c) If the loading zone is approved by *Council*, the applicant shall pay a yearly license fee as established in the *municipality's* Consolidated Fee By-law.

9. BUS PARKING ZONES

When *Authorized Signs* have been erected and are on display, no person shall stop a *Vehicle* other than a bus on any of the *Highways* or parts of *Highways* named or described in Schedule "G" to this by-law, on the side or sides of *Highways* in the said Schedule, except that the driver of a passenger *Vehicle* may temporarily stop in a bus parking zone for the purpose of and while actually engaged in loading or unloading passengers, provided that such stopping does not interfere with any bus requiring the use of the bus parking zone.

10. SCHOOL BUS LOADING ZONES

When *Authorized Signs* have been erected and are on display, the driver of a school bus shall stop on those *Highways* or parts of *Highways* named or described in Schedule "H" to this by-law on the side or sides of *Highways* set out in the said Schedule.

PART V - ACCESSIBLE PARKING

1. In this part:

- (a) "Designated *Parking Space*" means a *Parking Space* designated under this by-law for the exclusive use of a *Vehicle* displaying a permit

in accordance with the requirements of the *Highway Traffic Act* and the regulations made thereunder and this by-law.

(b) "Municipal or private property" means any open area or portion of a structure, other than a *Street* or *Highway*, intended for the temporary parking of *Vehicles* and on which there are designated *Parking Spaces*, whether their use involves the payment of a fee or otherwise.

(c) "Permit" means an accessible parking permit issued under the *Highway Traffic Act* or a permit, number plate or other marker or *Device* issued by another jurisdiction and recognized under that Act.

2. A designated accessible *Parking Space* shall be signed as such.
3. A designated *Parking Space* on municipal or private property shall have a width of not less than 4 meters.
4. Designated *Parking Spaces*,
 - (a) on *Streets* and *Highways* are described in Schedule "I", and
 - (b) on municipal or private property are described in Schedule "J".
5. The owners and operators of parking lots or other parking facilities to which the public has access, whether on payment of a fee or otherwise, shall provide designated *Parking Spaces* in accordance with Schedule "J".
6. The driver or operator of a *Vehicle* which displays a permit in accordance with the requirements of the *Highway Traffic Act* and the regulations made thereunder and this by-law shall not be required to pay an amount in excess of the normal fee paid by other users of the same parking lots or other parking facilities to which the public has access.
7. No person or organization shall,
 - (a) park a *Vehicle* in a designated *Parking Space*, or
 - (b) be entitled to the benefit of an exemption under this by-law

Unless a currently valid permit has been issued to that person, or to a passenger being picked up or transported in the *Vehicle* and such permit is displayed on or in the *Vehicle* in accordance with the requirements of the *Highway Traffic Act*, the regulations made thereunder, and this by-law.

8. A *Detachment Commander*, upon discovery of any *Vehicle* parked or standing in contravention of the provisions of this part, may cause it to be moved or taken to and placed or stored in a suitable place and all costs and charges for removing, care and storage thereof, if any, are a lien upon the *Vehicle*, which may be enforced in the manner provided by the Repair and Storage Liens Act, R.S.O., 1990, c. R25.

PART VI - FIRE ROUTES

1. In this part:
 - (a) “owner of property” means the person shown as the owner of property on the last revised assessment roll of the *municipality*;
 - (b) “person” includes a corporation; and
 - (c) “*Vehicle*” includes a *Motor Vehicle*, trailer, traction engine, farm tractor, road-building machine and any *Vehicle* drawn, propelled or driven by any kind of power, including muscular power.
2.
 - (a) The *Clerk* for the *Municipality*, following the date upon which *Council* adds the municipal address of a property to Schedule “K” of this by-law, shall cause a notice to be mailed by prepaid registered post to the owner of such property.
 - (b) Such notice shall indicate when the municipal address of the property was included in or added to Schedule “K” of this by-law and which private *Roadways* thereon shall be marked as fire routes by signs.
 - (c) In the case of a property upon which there is a condominium, notice under this section shall be mailed to the corporation incorporated by The Condominium Act R.S.O (1980), as amended, and notice to such corporation shall be deemed to be notice to the owner of every unit of such condominium.
3.
 - (a) The owner of a property, before erecting signs pursuant to a notice under Section 2, shall obtain direction from and the approval of the *Director* or designate to give such direction and approval, for all such signs, the wording thereon and the location thereof.
 - (b) The owner of a property shall erect signs marking private *Roadways* thereon as fire routes in accordance with the approval under subsection (1) within thirty (30) days following the date upon which a notice under Section 2 is mailed.
4. Each private *Roadway*, is hereby designated as a fire route.
 - (a) which is on a property of which the municipal address is listed in Schedule “K” hereto, designating fire routes,
 - (b) beside or near which there are signs marking it as a fire route;
5. The owner of a property upon which there is a private *Roadway* that has been designated as a fire route:
 - (a) shall maintain the signs marking it as a fire route;
 - (b) shall keep such private *Roadway*:
 - i. in good repair;
 - ii. clear of snow and ice; and
 - iii. free of all obstructions.
6. No person shall park or leave a *Vehicle* at any *Time* on or along any part of a private *Roadway* designated as a fire route.
7. A *Detachment Commander*, upon discovery of any *Vehicle* parked or standing in contravention of the provisions of this by-law, may cause it to be moved or taken to and placed or stored in a suitable place and all costs

and charges for removing, care and storage thereof, if any, are a lien upon the *Vehicle*, which may be enforced in the manner provided by the Repair and Storage Liens Act, R.S.O 1990, c. R25.

PART VII - PARKING ON PRIVATE PROPERTY

1. No person shall park or leave a *Motor Vehicle* on private property without authority from the owner or occupant of such property or on property of the *municipality* or any local board thereof where parking by the public is not authorized.
2. The driver or owner of a *Motor Vehicle* parked or left on private property or on property of the *municipality* or any local board thereof is not liable to a penalty or to have the *Motor Vehicle* removed from such property or impounded for a contravention of Section 1 unless:
 - (a) such property is clearly marked by signs erected thereon which prohibit unauthorized parking on such property; and
 - (b) written authority is received by the By-law Officer from:
 - i. in the case of private property, the owner or any adult occupant thereof;
 - ii. in the case of municipal property, an official of the *municipality*; or
 - iii. in the case of the property of a local board, from an official of the local board;authorizing and directing the said By-law Officer to enforce the provisions of this by-law on the property set out and described in the said notice for the *Time* or period of *Time* indicated therein.
3. A *Detachment Commander*, upon discovery of any *Vehicle* parked or standing in contravention of any provision of this Part, may cause it to be moved or taken to and placed or stored in a suitable place and all costs and charges for removing, care and storage thereof, if any, are a lien upon the *Vehicle*, which may be enforced in the manner provided by The Repair and Storage Liens Act, R.S.O 1990, c. R25.

TRAFFIC REGULATION

PART VIII - TEMPORARY CLOSURES

1. *Council* may by resolution, close to vehicular traffic on a temporary basis for such period as required, any *Highway* under its jurisdiction for such social, recreational, community, athletic or cinematographic purpose as it deems appropriate. The Director or designate has the authority to close to vehicular traffic on a temporary basis for such period as required for emergency and/or construction work related to road maintenance activities.
2. The *Municipality* may at any *Time* change and alter temporarily the provisions in this By-law for the purpose of accommodating *Municipality* significant events.
3. No person shall park a vehicle on a highway during a Municipally significant event where;
 - i. Signs are clearly posted; and
 - ii. The public has been notified of the temporary changes made under Part VIII Sec. 2

4. The *Director* may temporarily close sidewalks for the purpose of snow removal, construction or any activity they deem appropriate where;
 - i. Signs are clearly posted; and
 - ii. The public has been notified of the temporary changes made under Part VIII Sec. 4

PART IX - TRAFFIC CONTROL SIGNALS

The installation of traffic control signals is hereby authorized at the locations set out in Schedule "L" to this by-law.

PART X - PEDESTRIAN CROSSOVERS

When authorized signs and/or signals have been erected and are on display, the highways or parts of highways named or described in Schedule "M" to this by-law, at the locations set out in the said Schedule, are hereby designated as Pedestrian Crossovers.

PART XI - INTERSECTION STOP SIGNS

Stop signs shall be erected at the intersections named or described in Schedule "N" to this by-law, facing the traffic traveling in the direction specified in the said Schedule.

PART XII - INTERSECTION YIELD SIGNS

Yield signs shall be erected at the intersections named or described in Schedule "O" to this by-law, facing the traffic traveling in the direction specified in the said Schedule

PART XIII - TURN MOVEMENTS

1. U-TURNS

When *Authorized Signs* have been erected and are on display, no person shall operate a *Vehicle* in such a manner as to make a *U-Turn* on any of the *Highways* or parts of *Highways* named or described in Schedule "P" to this by-law.

2. PROHIBITED MOVEMENTS

When *Authorized Signs* have been erected and are on display, no person operating a *Vehicle* on any of the *Highways* or parts of *Highways* named or described in Schedule "Q" to this by-law, proceeding in the direction or emerging from a property set out, shall make the movement(s) set out, during the *Time* and/or days set out, in the said Schedule.

3. LANE DESIGNATION

When *Authorized Signs* have been erected and are on display, no person operating a *Vehicle* on any of the *Highways* or parts of *Highways* named or described in Schedule "R" to this by-law, shall make any movement(s) except proceeding in the direction as set out in the said Schedule.

PART XIV - THROUGH HIGHWAYS

The highways or parts of highways named or described in Schedule "S" to this by-law are designated as "Through Highways" except at intersections thereon where traffic control signals are installed and are in operation. For all highways or parts of highways designated as a "Through Highway", a stop sign shall be

erected facing approaching traffic on the highways or parts of highways intersecting the "Through Highway

PART XV - ONE-WAY STREETS

When *Authorized Signs* have been erected and are on display, the *Highways* or parts of *Highways* named or described in Schedule "T" to this by-law are designated as one-way *Highways* in the direction of travel stated in the said Schedule.

PART XVI - REDUCED LOADS ON HIGHWAYS

1. Pursuant to [Section 122] of the *Highway Traffic Act*, when *Authorized Signs* have been erected and are on display, no person shall drive a *Vehicle* in excess of 5 tonnes per axle on those *Highways* or parts of *Highways* at any Time.
2. Weight restrictions or reduced load restrictions shall be effective during such time or times and on such portion or portions of the highway to which the weight restriction or reduced load restriction are to apply when reduced load signs are erected and on display and/or notice is placed on the Municipalities website.
3. Subsections 1, 2, 3, 4 and 7 of Section 122 of the *Highway Traffic Act* shall apply to all highways within the Municipality of Kincardine and shall commence on the first day of January through to the thirty-first day of December, in each and every year and may be adjusted at the *Directors* discretion.
4. Notwithstanding anything to the contrary, section 3 shall only apply during such times when and where the official signs have been erected.

PART XVII - RATES OF SPEED (KM/H)

1. Except where otherwise authorized and appropriately signed, the maximum permissible rate of speed on *Streets* within the *Urban Areas* of the *Municipality* of Kincardine and under control of the *Municipality* of Kincardine shall be 40 km/hr. When *Authorized Signs* have been erected and are on display, the maximum permissible rate of speed on any of the *Highways* or parts of *Highways* named or described in Schedule "U" to this by-law shall be the rate of speed in the said schedule.
2. Except where otherwise authorized and appropriately signed, the maximum permissible rate of speed on *Streets* within the rural areas of the *Municipality* of Kincardine and under control of the *Municipality* of Kincardine shall be 80 km/hr.
3. Council may, by resolution, direct that signage be erected so long as such signage is consistent with the provisions contained within this by-law.
4. The maximum permissible rate of speed on the *Roadway* system located within the Davidson Centre recreational area shall not exceed 15 km/hr.

PART XVIII - HEAVY TRUCKS PROHIBITED

1. HIGHWAYS

When *Authorized Signs* have been erected and are on display, no person shall drive, move, park, or operate a *Heavy Truck* on any *Highway* or parts

of *Highways* named or described in Schedule “V” to this by-law, during the *Time* and/or days set out in the said Schedule.

2. BONA FIDE DESTINATION

Section 1 of this Part shall not apply to the driver of a Heavy Truck making a bona fide delivery to, or a collection from, a premise or premises which cannot be reached by any route other than a Highway or part of a Highway where Heavy Trucks are not permitted within this by-law, provided that when making such a delivery or collection the same Highway or portion of Highway is traveled only insofar as is unavoidable in getting to and from such premise or premises.

3. BRIDGE STRUCTURES – AXLE WEIGHT

When Authorized Signs have been erected and are on display, no person shall drive, move or operate any Vehicle or combination of Vehicles on any of the bridge structures named or described in Schedule “W” to this by-law, if the gross weight of such Vehicle or combination of Vehicles exceeds the maximum permissible weight per axle specified in the said Schedule.

PART XIX - OPERATION OF MOTORIZED SNOW VEHICLES

1. No person shall operate a motorized *Snow Vehicle* within the *Urban Areas* of the *Municipality* of Kincardine, other than for the purpose of entering, leaving, or crossing the *municipality* in the most direct route possible, or for having such *Vehicle* serviced, except when said person has received prior authorization from *Council*, or in the case of an emergency, has received prior approval from the Ontario Provincial Police. Such *Snow Vehicle* shall be operated at no more than 40 kilometers per hour.
2. No person shall at any *Time* operate a motorized *Snow Vehicle* on the grounds of any public park, athletic fields, beaches-cemetery-or on any *Sidewalk* or *Pedestrian* right-of-way.
3. Notwithstanding clause (2), motorized *Snow Vehicles* shall be permitted on trails established and/or affiliated with the Ontario Federation of Snowmobile Clubs.

PART XX - COMMUNITY SAFETY ZONES

Where approved signs have been erected and *Highways* set out in Schedule “X” shall be deemed community safe zones.

PART XXI - 3 WAY STOPS

The intersections on highways set out in Schedule “Y” attached and forming part of this By-law are designated as intersection where stop signs shall be erected at the locations shown in Schedule “Y”

ADMINISTRATION

PART XXII - PENALTIES

1. PENALTIES

- a) Save as otherwise provided herein, any person violating any of the provisions of this by-law is guilty of an offence and subject to

the penalties as prescribed in the Provincial Offences Act, R.S.O 1990, c. P.33, as amended.

- b) Any person violating any of the provisions of Part V, p.7 (designated *Parking Space*) is guilty of an offence and on conviction is liable of a fine of not less than \$300.00 as provided by the Municipal Act, 2001, s.427.

Where a *Vehicle* has been left parked, stopped or standing in contravention of this by-law, the owner of the *Vehicle* is guilty of an offence, even though the owner was not the driver of the *Vehicle* at the *Time* of the contravention, and is liable to the applicable fine unless, at the *Time* of the offence, the *Vehicle* was in the possession of another person without the owner's consent.

2. VOLUNTARY PAYMENT OF PENALTIES

Section 432 of the Municipal Act, 2001 authorizes a by-law to establish a procedure for the voluntary payment of penalties out of court when dealing with by-laws related to parking, standing or stopping of *Vehicles*.

- c) Notwithstanding all other provisions of this Part in respect to penalties for violation of the provisions of this by-law, any person may, upon presentation of a parking violation tag issued by a police officer or a by-law officer alleging commission of any of the offences under this by-law set out in Schedule "Z", pay out of court within the *Time* limit specified on the said parking tag the penalty set out opposite such offence

Upon such payment, no further proceedings shall be taken under this by-law in respect of the said offence alleged in the parking violation tag.

- d) If a voluntary payment is not made in accordance with the procedure provided in sub-section 2 a) of this Section, the procedures of the Provincial Offices Act or any successors thereof shall apply.

3. EXEMPTIONS

Part III (Section 1 only), Part IV, V, VI, IX, XIII, XIV, XVI, and XVII (Sections 1 and 2 only), XX shall not, if compliance therewith would be impractical, apply to an *Emergency Vehicle* as defined within the *Highway Traffic Act* and/or a *Vehicle* engaged in works undertaken for or on behalf of the *municipality* or utility company.

- a. The *Municipality* may at any *Time* change and alter temporally the provisions in this bylaw for the purpose of accommodating *Municipality* significant events.

PART XXIII - ACTS TO GOVERN

Ontario Highway Traffic Act

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

PART XXIV - BY-LAWS REPEALED

By-law Numbers 2009-006, 2009-071, 2009-093, 2010-007, 2010-017, 2010-085, 2010-149, 2011-144, 2012-107, 2018-020, and any other by-laws amending the same, are hereby repealed.

PART XXV - VALIDITY

Should any part, section or provision of this by-law be declared by a Court of competent jurisdiction to be invalid, the same shall not affect the validity of the by-law as a whole or in part thereof, other than the part which was declared to be null and void.

PART XXVI - SHORT TITLE

This by-law may be cited as the “Municipality of Kincardine Traffic and Parking By-law”.

That By-law No. 2009 – 006 as amended be repealed when this by-law comes into effect.

This By-law shall be enacted on the ____ day of _____, 2020 and come into effect on the 1st day of April, 2020.

READ a FIRST and SECOND TIME this 9th day of December, 2019.

Mayor

Clerk

READ a THIRD TIME and FINALLY PASSED this ____ day of _____, 2020.

Mayor

Clerk

Schedule "A"
Part III, Section 2 (f) –Skateboards, Rollerblades, Ect. Prohibited

Street	Side	From	To
Queen Street, Including Sidewalks	Both	Durham Market South	Broadway Street

Schedule 'B'
Part IV, Section 3 – No Parking

Highway	Side	From	To	Times/Days
Broadway Street	Both	Queen Street	Princes Street North	Anytime
Bruce Avenue	Both	Princes Street South	100 m. east of Valentine Avenue	Anytime
Charles Street	Both	Broadway Street	South Street	Anytime
Durham Street	South	Huron Terrace	MacKendrick Drive	Anytime
Durham Street	North	Princes Street North	Davidson Centre	Anytime
Durham Market North	North	Queen Street	30 m east	Anytime
Hamilton Lane	North	Huron Terrace	30 m east of Queen Street	Anytime
Hamilton Lane	South	Queen Street	31 m east	Anytime
Hamilton Lane	South	70 m east of Queen Street	60 m easterly to dead end	Anytime
Harbour Street	Both	Queen Street	Huron Terrace	Anytime
Harbour Street	North	13m West of Queen Street	60m West of Queen Street	Anytime
Harbour Street	North	217 Harbour Street	Lake	Anytime
Huron Terrace	East	Broadway Street	St. Albert Street	Anytime
Huron Terrace	East	Harbour Street	St. Albert Street	Anytime
Huron Terrace	East	Harbour Street	Bruce Avenue	Anytime
Huron Terrace	West	Gordon Street	South of Bend at St. Albert Street	Anytime
Huron Terrace	Both	Lambton Street	Harbour Street	Anytime
James Street	Both	Broadway Street	South Street	Anytime

Schedule “B”
Part IV, Section 3 – No Parking
Page 2

Highway	Side	From	To	Times/Days
Lambton Street	South	Olde Victoria Street	Princes Street North	Anytime
Malcolm Street	East			Anytime
Queen Street	East	Kincardine Avenue	50 m south	Anytime
Penetangore Row	East	St. Albert Street North	Saratoga Road	Anytime
Penetangore Row	East	St. Albert Street	Bruce Avenue	Anytime
Phillip Place	North	Gary Street	Cul-De-Sac	Anytime
Princes Street	East	15 m north of 911 Queen Street egress	15 m south of 911 Queen Street egress	Anytime
Princes Street	West	Durham Market	Broadway Street	Anytime
Princes Street South	East	Kincardine Avenue	Bruce Avenue	Anytime
Queen Street	West	Kincardine Avenue	Bruce Avenue	Anytime
Queen Street	East	Broadway	North of Parker Street	Anytime
Russell Street	South	Olde Victoria	McGaw Drive	Anytime
River Lane	Both	South Street	Durham Street	Anytime
River Lane	Both	Durham Street	South to the end of the road	Anytime
Russell Street	South	Highway 21	85 m west	Anytime
Russell Street	North	Princes Street North	Olde Victoria Street	Anytime
Saratoga Road	North	Penetangore Row	Mahood Johnston Drive	Anytime
South Street	Both	Charles Street	William Street	Anytime
William Street	Both	Broadway Street	South Street	Anytime
Walsh Street	West	Russell Street	Abby Street	Anytime
Walsh Street	East	Andrew Malcom Street	Durham Street	Anytime
<u>Tiverton</u>				
MacKay Street	West	Main Street	Ross Street	Anytime
Main Street	North	King Street	25 m. west	Anytime
Main Street	South	King Street	20 m. west	Anytime

Schedule "C"
Part IV Section 1 (c), Section 4 – Angle Parking

Highway	Side	From	To
Durham Market North	South	Queen Street	Princes Street North
Harbour Street	North	75 m west of	Huron Terrace

Schedule “D”
Part IV, Section 6 – No Stopping

Highway	Sides	From	To	Times/Day
River Lane	Both	Durham Street	45 m North	School hours
River Lane	Both	South Street	60 m South	School hours
Queen Street	East	Broadway Street	Hamilton Lane	Anytime
Queen Street	East	Durham Street	37 m South	Anytime
Pedestrian Crossovers:				
Durham Street	Immediately west of MacKendrick Drive			
Huron Terrace	Immediately south of Harbour Street			
King Street	North of Tiverton Park Manor			
Queen Street	Immediately south of Harbour Street			
River Lane	30 Meters North of Durham Street			
River Lane	45 Meters south of South Street			
Garry Street	South side of Phillip Place at the intersection			

Schedule “E”
Part IV, Section 7 – No Standing

Highway	From	To	Times/Days
Pedestrian Crossovers:			
Durham Street	Immediately west of MacKendrick Drive		
Huron Terrace	Immediately south of Harbour Street		
King Street	North of Tiverton Park Manor		
Queen Street	Immediately south of Harbour Street		

**Schedule “F”
Part IV, Section 8 (a) – Loading Zones**

Highway	Side	From	To	Times/Days
Hamilton Lane	North	58 m east of Queen Street	75 m easterly to dead end	Anytime
Harbour Street	North	13 m west of Queen Street	60 m west of Queen Street	Anytime
Harbour Street	South	130 m west of Huron Terrace	140 m west of Huron Terrace	Anytime
Lambton Street	North	13 m west of Queen Street	60 m west of Queen Street	Anytime
Princes Street	West	Kincardine Avenue	56 m south	8:00.a.m. to 4:00pm Monday to Friday
Queen Street	East	Durham Market North	38 m Southerly	20 minute time frame anytime
River Lane	West	60 Meter South of South Street	45 Meters North of Durham street	5 Minute time frame anytime
Russell Street	North	1 space in front of Church of the Messiah		Anytime

Schedule "G"
Part IV, Section 9 – Bus Parking Zones

Highway	Side	Description	Times/Days
Queen Street	East	Two <i>Parking Spaces</i> directly in front of 859-861 Queen Street	Daily 7 to 9 a.m. 7 to 9:30 p.m.

Schedule "H"
Part IV Section 10 -- School Bus Loading Zones

Highway	Side	From	To
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Schedule "I"
Part V, Section 4 (a) – Accessible Parking on Highways

Highway	Side	Meters	Direction	Of
Durham Street	North	65	West	Queen Street (281 Durham Street)
Durham Market	South	1	East	Queen Street
Lambton Street	South	20	West	Queen Street
Queen Street	East	40	North	Durham Street
Queen Street	West	10	North	Harbour Street
Queen Street	West	35	North	Lambton Street
Queen Street	East	10	South	Harbour Street
Queen Street	East	10	North	761 Queen Street
Queen Street	East	72-79	North	Durham Market North
Queen Street	East	From 35 m north of Durham Market North To 42 m north of Durham Market North (in front of public library)		
Princes Street	North	From 22 m east of Princes Street North to 28 m east of Princes Street North		

**Schedule “J”
Part V, Section 4(b)(Tow Away Zone)
Accessible Parking on Municipal and Private Property**

<u>Municipal Property Number of Spaces</u>	Location
Nine	Municipal Lot East of Queen Street
Ten	Davidson Centre for Kincardine and District
Two	Municipal Administration Centre 1475 Concession 5
Two	Bruce Township Community Centre
Two	Tiverton Sports Centre
One	Tiverton Public Library
One	Whitney Crawford Community Centre
Two	Tiverton Ball Park
Three	Bruce Telecom Head Office
One	Kincardine Fire Station
One	Tiverton Fire Station
Six	Station Beach
<u>Private Property Number of Spaces</u>	Location
Two	1126 Sutton Street
Two	711 Philip Place
Four	637-679 Philip Place
One	1113 Sutton Street
Two	747 Russell Street
Two	1004 Queen Street
Two	929 – 947 Queen Street
One	911 Queen Street
Two	345 Durham Street
One	381 Lambton Street
One	421 Russell Street
Three	219 Lambton Street
One	261 Durham Street

Schedule “J”
Part V, Section 4(b)(Tow Away Zone)
Accessible Parking on Municipal and Private Property
Page 2

<u>Municipal Property Number of Spaces</u>	Location
One	757 Queen Street
One	569 Queen Street
One	468 Queen Street
One	249 Bruce Avenue
One	377 – 385 Kincardine Avenue
One	885 River Lane (KDSS)
<u>Private Property Number of Spaces</u>	Location
Three	Kincardine Community Medical Clinic
Five	South Bruce Grey Health Centre (Kincardine Hospital Site)
Two	Gordon’s Pharmasave (private property) 767 Queen Street
Two	Knox Presbyterian Church, Tiverton
Four	Bruce County Housing Corporation 915 Huron Terrace

Schedule “K”
Part VI Section 6 – Fire Routes
(Tow Away Zone)

1. Blocks D and E, Plan M-1 – all internal driveways (Philip Place Condominiums)
2. Municipal Parking Lot East of Queen Street, North of Durham Market North, West of Princes Street North and South of Lambton Street – The north south throughway to the west of the lot.
3. Davidson Centre, 601 Durham Street – area surrounding the building
4. 665 Phillip Place, Sutton Park Mall (to rear of building)
5. Forbes-Lambton Court apartments – 325 Lambton Street – throughway from Lambton Street to Durham Street – (north/south) Part of Lot 12, North Side of Lambton Street, Plan 61. Part of Lot 12, south side of Durham Street, Plan 61
6. Alleyway behind 777 – 821 Queen Street. Part of Lots 1, 2 and 3, East side of Queen Street, Plan 61.
7. Royal Canadian Legion, 219 Lambton Street. Area surrounding the building.
8. Alleyway behind 764 Queen to 822 Queen Street, Harbour Street to Lambton Street (north/south).
9. Trillium Court, 550 Philip Place – roadway surrounding the building.
10. Rear entrances of Kincardine & District Senior School, Part Lots 21 and 22, north side of Durham Street, Plan 61.
11. Kincardine Dentistry, 6 Millenium Way – driveway on east side of the building.
12. Montgomery Ford, 1119 Sutton Street – drive from Sutton Street entrance to North Street entrance.
13. Lighthouse Fellowship Baptist Church, 83 Mahood-Johnson Drive – roadway surrounding the building.
14. Marriot Hotel, 15 Millenium Way – roadway surrounding the building.
15. Snobelen Apartments, 952 Huron Terrace – roadway on south side of building.
16. Bruce Power MCR Complex, 380 Gary Street – main entrances and roadway surrounding the building.
17. 7 Acres, 148 Farrell Drive – roadway on north west side of the building.
18. Penetangore Bluffs, 552 Durham Street – roadway of development.
19. Bruce County Housing Corporation, 915 Huron Terrace, Internal roadway adjacent to building.
20. Internal roadway between 212-222 and 224-230 Mechanics Avenue.
21. South Bruce Grey Health Centre, Kincardine Site (Hospital) 1199 Queen Street. – Roadway surrounding the building.

Schedule “K”
Part VI Section 6– Fire Routes
(Tow Away Zone)
Page 2

22. Kincardine Community Medical Clinic, 1199 Queen Street. – Roadway surrounding the building.
23. Sobeys, 812 Durham Street. – Roadway surrounding the building.
24. Canadian Tire, 811 Durham Street. – Roadway surrounding the building.
25. Shoppers Drug Mart, 771 Broadway Street. – Roadway surrounding the building.
26. 951 Huron Terrace – roadway surrounding the building.
27. Tiverton Sports Centre, 20 McLaren Street. – Roadway surrounding the building.
28. McLaren Street, Tiverton – Both Sided of the roadway adjacent to fire hall.
29. St. Anthony of Padua Roman Catholic Church, 715 Russell Street. – Roadway surrounding the building.
30. Kincardine Township Tiverton Public School, 1805 Highway 21. – Roadway immediately in front of school between curb and building and roadway surrounding the building.
31. Days Inn & Suites, 2 Millennium Way. – Roadway immediately in front of hotel.
32. **Station Beach – 201 Station Beach Road – Area west of boat launch**

Schedule "L"
Part IX – Traffic Control Signals

Intersection
Broadway Street and Highway 21
Bruce County Road 20 and Tie Road
Concession 2 and Tie Road
Durham Street and Highway 21
Queen Street and Lambton Street
Queen Street and Broadway Street
Queen Street and Durham Street

Schedule "M"
Part X – Pedestrian Crossovers

Highway	At
Durham Street	Immediately west of MacKendrick Drive
Huron Terrace	Immediately south of Harbour Street
King Street	North of Tiverton Park Manor
Queen Street	Immediately south of Harbour Street
Garry Street	Immediately south of Phillip Place
River Lane	30 Meters North of Durham Street
River Lane	45 Meters South Of South Street

Schedule “N”
Part XI – Intersection Stop Signs

Highway	Intersecting At	Travelling
Abbey Road	MacKendrick Drive	South
Alice Street	Kincardine Avenue	North
Andrew Malcolm Drive	Brownell Drive	South
Baird Street	McPherson Crescent	East and West
Brownell Drive	Andrew Malcolm Drive	South
Bruce Avenue	Penetangore Row	West
Broadway Street	Sutton Street	West
Campbell Crescent	West Street	West
Cedar Lane	Shevchenko Boulevard	East
Charles Street	South Street	South
Charles Street	Mechanics Avenue	North
Coombe Drive	Wieck Boulevard	North
Coombe Drive	Bruce Avenue	South
Coulson Lane	James Street	East and West
Durham Market North	Princes Street North	East
Durham Market South	Princes Street North	East
Duncan Place	Fraser Drive	East
Evergreen Court	McGaw Drive	West
Goldie Crescent	McPherson Crescent	South
Goderich Street	Bruce Avenue	South
Hamilton Lane	James Street	West and East
Hamilton Lane	Queen Street	West
Hamilton Lane	Huron Terrace	East and West
Highland Drive	Princes Street North	West
Huron Terrace	Kingsway Street	North
Huron Terrace	Kingsway Street	South
Huron Terrace	Lambton Street	North
Huron Terrace	Lambton Street	South

Schedule “N”
Part XI – Intersection Stop Signs
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Highway	Intersecting At	Travelling
Huron Terrace	St. Albert Street	North
Huron Terrace	St. Albert Street	South
James Street	Mechanics Avenue	North and South
James Street	South Street	South
James Street	Highland Drive	North
Kincardine Avenue	Queen Street	East and West
Kingsway Street	James Street	East
Knights Court	North Street	West
Lambton Street	Olde Victoria Street	East
Lynden Crescent	Park Street (twice)	West
MacDougall Drive	Lynden Crescent	North and South
MacDonald Avenue	Durham Street	South
MacYoung Drive	Kennard Crescent	North
Lakefield Crescent	Mahood Johnston Drive	Both
Manor Wood Crescent	West Street	East
Maurer Crescent	Parker Street	South
McCullough Crescent	Wieck Boulevard (twice)	South
Mechanics Avenue	Sutton Street	East
Mechanics Avenue.	Princes Street North	East and West
Mechanics Avenue.	Huron Terrace	East and West
Mechanics Avenue.	West Street	West
McPherson Crescent	Andrew Malcolm Drive	South
Milne Drive	Highland Drive	North
Morrison Crescent	Coombe Drive (twice)	West
Murray Boulevard	Stewart Drive	South
Murray Boulevard	Fraser Drive	West
Nelson Street	Huron Terrace	East and West

**Schedule “N”
Part XI – Intersection Stop Signs
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Highway	Intersecting At	Travelling
North Street	Broadway Street	South
Parker Street	Huron Terrace	West
River Lane	South Street	North
River Lane	Durham Street	North and South
Penetangore Row	Bruce Avenue	North and South
Philip Place	Gary Street	East and West
Pipers Court	McGaw Drive	West
Princes Street North	Kingsway Street	South
Princes Street North	Nelson Street	North
Princes Street North	Lambton Street	North and South
Princes Street North	Durham Market North	South
Parker Street	Princes Street North	East
Reynolds Drive	MacKendrick Drive	East
Reynolds Drive	Russell Street	South
Saugeen Street	Lambton Street	South
Saugeen Street	Durham Street	North and South
Scougall Court	Reynolds Drive	East
Stewart Drive	Fraser Drive	West
Skye Court	McGaw Drive	West
Troon Court	McGaw Drive	West
West Street	Nelson Street	North and South
Wall Street	James Street	East and West
Wall Street	William Street	West
Wall Street	Charles Street	East
Walker’s Circle	Williamsburg Street	North
Wieck Boulevard	Park Street	West
Wieck Boulevard	Bruce Avenue	South

Schedule “N”
Part XII – Intersection Stop Signs
Page 4

Withers Crescent	Williamsburg Street	South
WARD 2		
Highway	Intersecting At	Travelling
Beach Ridge Lane	Wickham Cove Lane	North
Brookview Crescent	Birchwood Avenue	West
Brookview Cresent	Parkwood Road	South
Birchwood Avenue	Parkwood Road	North
Birchwood Avenue	Parkwood Road	South
Craig Drive	County Road 23	East
Concession 5	County Road 23	East
Concession 5	Kincardine Kinloss Boundry	East
Concession 7	County Rd 1	East
Concession 9	County Rd 1	East
Concession 11	County Rd 1	East
Northline	County Rd 1	East
South Line	County Rd 7	East
Huron Kincardine West	Side Road 10	East
Huron Kincardine West	Side Road 15	East
Concession 5	Highway 21	East
Concession 5	County Road 23	West
Concession 7	Highway 21	East
Concession 7	County Road 23	West
Concession 7	County Road 23	East
Dawson Drive	Harvey Lane	West
Dawson Drive	County Road 23	East
Eastwood Crescent	Parkwood Road (twice)	North
Gingras Street	MacCaskill Road	North
Inverlyn Crescent North	Riggin Crescent	East
Inverlyn Crescent North	Wilson Crescent	West

Schedule “N”
Part XI – Intersection Stop Signs
Page 5

Highway	Intersecting At	Travelling
Kinhuron Road	County Road 23	East
Kuehner Street	Lorne Beach Road	North
Riggin Crescent	MacCaskill Road	South
Lorne Beach Road	County Road 23	East
Lower Beach Road	MacCaskill Road	North
Northline Extension	Highway 21	East
North Cedar Lane	Kinhuron Road	South
North Cedar Lane	Birchwood Avenue	West
Parkwood Road	County Road 23	East
Red Cedar Drive South	Lorne Beach Road	South
South Cedar Lane	Birchwood Avenue	West
Stoney Island Crescent	County Road 23	East
Upper Lorne Beach Road	Lorne Beach Road	South
Wickham Cove Lane	County Road 23	East
Ward 3		
Inverhuron:		
Alma Street	Albert Road	East
Alma Street	Albert Road	West
Cayley Street	Wood Street	East
John Street	Victoria Street	East
John Street	Victoria Street	West
John Street	Albert Road	East
John Street	Albert Road	West
Lake Street	Victoria Street	West
Pine Street	Victoria Street	East
Pine Street	Victoria Street	East
Richards Drive	Albert Road	West
Sunset Drive	Concession 10	North and South

Schedule “N”
Part XI – Intersection Stop Signs
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Highway	Intersecting At	Travelling
Sunset Drive	Concession 12	North and South
Whispering Woods	Albert Road	East
Whispering Wood	Albert Road	West
Tiverton:		
Argyle Street	Church Street	North
Argyle Street	Cameron Street	North
Conquergood Avenue	Elizabeth Street	North
Herbert Place	Conquergood Avenue	East
Mill Street	Memorial Park Drive	East
Mill Street	Patterson Street	West
McKay Street	Stanley Street	North
Neil Place	Conquergood Avenue	East
Nyah Court	Mill Street	South
Ross Street	McKay Street	East
Ross Street	McKay Street	West
Sara Street	Smith Street	West
Smith Street	Maple Street	South
Webster Street	Wickham Street	East
Webster Street	Patterson Street	West
Scott’s Point:		
Cedar Lane	Institute Road	East
Dalton Street	Sprucedale Drive	East
Institute Rd	Scotts Point Rd	North
Lakeshore Lane	Zepf’s Drive	East
Red Pine Crescent	Zepf’s Drive (twice)	East
Spruce Lane	Institute Road	East
White Pine Avenue	Sprucedale Drive	East
Zepf’s Drive	Scotts Point Rd	South

Schedule “O”
Part XII – Intersection Yield Signs

Highway	Intersection Facing	Traffic Travelling
Ward 1:		
Broadway Street Ramp	Sutton Street	East
Penetangore Row Ramp	Bruce Avenue	West
Kincardine Avenue Ramp	Queen Street	North
Kincardine Avenue Ramp	Highway 21	South
Wards 2 & 3:		
County Road 20 Ramp	Highway 21	South

Schedule "P"
Part XIII, Section 1 – "U" Turns

Highway	From	To	Times/Day
Princes Street South	Kincardine Avenue	Bruce Avenue	Anytime
Queen Street	Durham Market South	Broadway Street	Anytime

Schedule “Q”
Part XIII, Section 2 – Prohibited Movement(s)

Highway	Prohibited Movement	Location	Facing Traffic Travelling	Times/Day
Broadway Street Ramp	Do Not Enter	Sutton Street	West	Any Time
Hamilton Lane	Do Not Enter	Huron Terrace	East	Any Time
Harbour Street	Do Not Enter	Huron Terrace	East	Any Time
Kincardine Avenue Ramp	Do Not Enter	Queen Street	East	Any Time
Penetangore Row Ramp	Do Not Enter	Bruce Avenue	East	Any Time

**Schedule “R”
Part XIII, Section 3 – Lane Designation**

Intersection	Travelling
Broadway Street, Highway 21 & Highway 9	West: Left turn only / straight through only/ right turn only
	East: Left turn only / straight and right turn only
	South: Left turn only / straight only/ right turn only
	North: Left turn only / straight through and right turn only
Durham Street & MacKendrick Drive	East: Left turn only / Right turn and straight through only
Durham Street & Highway 21	West: Left turn only / straight through only^ right turn only
	East: Left turn only / straight through and right turn only
	South: Left turn only / straight through only
	North: Left turn only / straight through only/ right turn only
Sutton Street & Broadway Street	West: Left turn only
Queen Street & Broadway Street	West: Right turn and straight through only /left turn only
	East: Left turn and straight / right turn only
	South: Left turn only / right turn and straight through only
	North: Left turn only / right turn and straight through only
Queen Street & Durham Street	West:: Left turn only / right turn and straight through only
	East: Left turn only / right turn and straight through only
	South: Left turn only / Right turn and straight through only
	North: Left turn only / right turn and straight through only
Queen Street & Lambton Street	West:: Right turn only / left turn and straight through only
	East: Right turn only / Left turn and straight through only
	South: Right turn only / Left turn and straight through only
	North: Right turn only / Left turn and straight through only

Schedule “S”
Part XIV – Through Highways

Highway	From	To
Broadway Street	Saugeen Street	East side of Queen Street
Bruce Avenue	Highway 21	East side of Penetangore Row
Durham Street	Highway 21	East side of Queen Street
Huron Terrace	North limit of Bruce Avenue	Broadway Street
Kincardine Avenue	Highway 21	East side of Queen Street
Kingsway Street	East side of Saugeen Street	West side of Queen Street
Penetangore Row	St. Albert Street	Saratoga Road
Queen Street	Bruce Avenue	Hartwick Lane
Russell Street	Highway 21	East side of Princes Street North
Sutton Street	Highway 21	Broadway Street
St. Albert Street	West side of Park Street	East side of Queen
Scott Street	South side of Russell Street	East side of Park Street
Walsh Street	South side of Durham Street	North side of Russell Street
Ward 2:		
Golf Links Road	County Road 23	Lower Beach Road
Inverlyn Crescent South	Gingras Street	MacCaskill Road
Inverness South	Golf Links Road	MacCaskill Road
Inverness North	MacCaskill Road	End of Inverness North
MacCaskill Road	Queen Street North	Lower Beach Road
North Line	Highway 21	Kincardine-Kinloss Boundary
South Line	Highway 21	Kincardine-Kinloss Boundary
Concession 5	Highway 21	Kincardine-Kinloss Boundary
Concession 7	Highway 21	County Road 1
Concession 9	Highway 21	County Road 1
Concession 11	Highway 21	County Road 1

**Schedule “S”
Part XIV – Through Highways
Page 2**

Highway	From	To
Ward 3		
Tiverton:		
Main Street	McLaren Street	Maple Street
King Street	Manse Street	Highway 21
King Street	Highway 21	Elizabeth Street
Inverhuron:		
Albert Road	County Road 15	Concession 2
Bruce-Saugeen	MacGregor Point Provincial Park	Highway 21 (North Bruce)
Bruce Road 11	Highway 21 (North Bruce)	Bruce-Greenock North
Concession 2	Albert Road	Highway 21
Concession 2	Highway 21	Bruce Road 1
Concession 6	Tie Road	Highway 21
Concession 6	Highway 21	Bruce Road 1
Concession 8	Lake Huron	Highway 21
Concession 8	Highway 21	Bruce-Greenock South
Concession 10	Lake Huron	Highway 21
Concession 10	Highway 21	Bruce-Greenock South
Concession 12	Sunset Drive	Highway 21
Concession 12	Highway 21	Bruce-Greenock North
John Street	McPherson Road	Albert Road
Tie Road	Concession 2	Concession 6

Schedule "S"
Part XV – Through Highways
Page 3

Although not under the jurisdiction of the Municipality of Kincardine, the following highways, for the purposes of this by-law, shall also be deemed to be through highways:

Bruce County Road 1

Bruce County Road 7

Bruce County Road 15

Bruce County Road 20

Bruce County Road 23

Bruce County Road 33

Highway 9

Highway 21

Schedule "T"
Part XVI – One-way Streets

Highway	From	To	Direction
Goderich Street	Kincardine Avenue	Bruce Avenue	South*
Hamilton Lane	Queen Street	Huron Terrace	West
Harbour Street	Queen Street	Huron Terrace	West
Lake Street	County Road 15	Pine Street	South

*For the period beginning April 30th and ending November 1st each year. During the remaining portion of the year Goderich Street will be deemed to be a two-way street.

**Schedule “U”
Part XVII – Rates of Speed (KM/H)**

Highway	From	To	Maximum Speed
Albert Street	Bruce Road 15	Concession 2	50 km/h
Broadway Street	Highway 21	Sutton Street	60 km/h
Concession 10	6 Sprucedale Road	Sunset Drive	50 km/h
Farrell Drive	Entire Length		50 km/h
Goderich Street	Kincardine Avenue	Bruce Avenue	10 km/h
Kuhener Street	Lorne Beach Road	Dead End	50 km/h
Kincardine Avenue	Highway 21	Queen Street	50 km/h
Lorne Beach Road	Bruce Road 23	Red Cedar	50 km/h
McConnell Drive	Bruce Road 23	Spark Lane	20 km/h
Queen Street	Kincardine Avenue	Gordon Street	50 km/h
Scotts Point Road	Zepf’s Drive	Institute Road	50 km/h
Sutton Street	Broadway Street	Philip Place	50 km/h
Tie Road	Concession 2	Concession 4	60 km/h
Upper Lorne Beach Road	Lorne Beach Road	Victoria Street	50 km/h

SCHEDULE "V"
PART XVIII, SECTION 1 – HEAVY TRUCKS PROHIBITED – HIGHWAYS

Highway	From	To	Weight	Times/Days
North Street	Broadway Street	Sutton Street	5 tonnes	Anytime per axel

Schedule “W”
Part XVIII, Section 3 – Bridge Structures – Axle Weight

On Highway	Between	And	Weight	Bridge
Bervie Side road.	Highway. 9	North Line	5 Tonnes	2112 & 2139
Side road. 10	Highway 9	South Line	15 Tonnes	2104
Side road. 10	Highway 9	South Line	10 Tonnes	2128
Side road J1	Concession 6	Concession 8	5 Tonnes	2615
Concession 5	Side road 10	Side road 15 North	25 Tonnes	2121

Schedule "X"
Part XX -- Community Safety Zones

Highway(s)	Sides	Section of Road	Times
<u>Kincardine</u>			
Durham Street	Both	From MacKendrick Drive to Olde Victoria Street	Anytime
Charles Street	Both	From Broadway Street to South Street	Anytime
River Lane	Both	From Durham Street to South Street	Anytime
South Street	Both	From Charles Street to William Street	Anytime
William Street	Both	From Broadway Street to South Street	Anytime
<u>Tiverton</u>			
Highway(s)	Side(s)	Section of Road	Times
King Street	Both	Approx. 1.2km North of Main Street to Intersection of Highway 21	Anytime
J/1 Sideroad	Both	Portion designated as Connecting link	Anytime
Main Street (Highway 21) King Street (21)	Both	Portion designated as Connecting link	Anytime
Main Street (Bruce County Road 15)	Both	Portion designated as Connecting link	Anytime

Schedule "Y"
Part XXI -- 3 Way Stops

Street	Stopping Direction	Through Traffic
Bruce Avenue and Penetangore Row	North South and West	East

**Schedule “Z”
Part XXII,– Voluntary Payment of Penalties**

Item	Description of Offence	Part/Section	Voluntary Payment
1.	Parked so as to impede normal flow of traffic	IV/1 (a)	20.00
2.	Parked facing the wrong direction	IV/1 (a)	20.00
3.	Parked facing the wrong direction on one-way Street	IV/1 (b)	20.00
4.	Failed to park parallel to curb on one-way street	IV/1 (b)	20.00
5.	Not parked on angle	IV/1 (c)	20.00
6.	Parked on the abutting Roadway	IV/1 (d)	20.00
7.	Parked not wholly in parking space	IV/1 (e)	20.00
8.	Parked on/over sidewalk	IV/2 (a) (i)	20.00
9.	Parked on boulevard	IV/2 (a) (ii)	20.00
10.	Parked in intersection	IV/2 (a) (iii)	30.00
11.	Parked within 3 m. of a fire hydrant	IV/2 (a) (iv)	30.00
12.	Parked within 9 m. of an Intersecting roadway	IV/2 (a) (v)	20.00
13.	Parked within 1.5 m. of a driveway	IV/2 (a) (vi)	20.00
14.	Parked obstructing driveway	IV/2 (a) (vi)	20.00
15.	Parked obstructing traffic	IV/2 (a) (vii)	20.00
16.	Parked longer than 12 consecutive Hours	IV/2 (a) (viii)	20.00
17.	Parked on Highway. between 3:00 am and 6:00 am November 1 to April 30	IV/2 (a) (ix)	20.00
18.	Parked for repairing, washing, or maintaining vehicle	IV/2 (a) (x)	20.00
19.	Parked for soliciting, buying, or selling goods/service	IV/2 (a) (xi)	20.00
20.	Parked on sports/playing field	IV/2 (a) (xii)	30.00
21.	Parked on highway within 72 hours of sprayed undercoating	IV/2 (a) (xiii)	20.00
22.	Parked so as to interfere with snow clearing	IV/2 (a) (xiv)	20.00
23.	Parks so as to interfere with funeral procession	IV2 (a) (xv)	20.00
24.	Parked bus/trucks on highway	IV/2 (d)	20.00
25.	Parked in prohibited area	IV/3	20.00

Schedule “Z”
Part XXII,– Voluntary Payment of Penalties
Page 2

26.	Stopped in school bus loading zone	IV/5 (a) (i)	20.00
27.	Stopped on median	IV/5 (a) (ii)	20.00
28.	Stopped adjacent to median	IV/5 (a) (ii)	20.00
29.	Stopped at end of median	IV/5 (a) (ii)	20.00
30.	Stopped within 30 meters of bridge	IV/5 (a) (iii)	20.00
31.	Stopped so as to obstruct a pedestrian Crossover	IV/5 (b) (iii)	20.00
32.	Stopped so as to obstruct a turning or straight thru lane	IV/5 (b) (v)	35.00
33.	Stopped in No Stopping	IV/6	20.00
34.	Standing in No Standing	IV/7	20.00
35.	Stopped in Loading Zone	IV/8 (a)	20.00
36.	Parked in a bus parking zone	IV/10	35.00
38.	Parked in fire route	VI/6	25.00
39.	Parked on private property	VII/1	20.00