

The Corporation of the Township of Blandford-Blenheim

BY-LAW NUMBER 2185-2020

A By-law to Regulate Traffic and Parking on Highways Under the

Jurisdiction of the Township of Blandford-Blenheim

**WHEREAS**, Section 210, Subsection 131 of the Municipal Act, RSO 1990 Chapter M.45 and amendments thereto, provide that councils of all municipalities may pass by-laws for the purpose of prohibiting or leaving of motor vehicles on private property without the consent of the owner or occupants of the property and on property owned or occupied by the municipality.

**AND WHEREAS**, Section 40, Subsection 1 of the County of Oxford Act, RSO 1990 Chapter C.42, provides that area municipalities may pass by-laws for the regulation of parking.

**NOW THEREFORE**, the Council of the Corporation of the Township of Blandford-Blenheim enacts as follows:

**1. INTERPRETATION**

In this By-Law

- a) **Corporation** means, Corporation of the Township of Blandford-Blenheim;
- b) **Highway** includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct, or trestle, designed and intended for, or used by, the general public use for the passage of vehicles and includes the area between the lateral property lines thereof;
- c) **Intersection** means the area embraced within the prolongation or connection of the lateral curb lines or, if none, then of the lateral boundary lines of two or more highways that join one another at an angle, whether or not one highway crosses the other;
- d) **Motor Vehicle** includes an automobile, motorcycle, and any other vehicle propelled or driven other than by muscular power;
- e) **Official Sign** means a sign approved by the Ministry of Transportation of Ontario
- f) **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 or merchandise or passengers;
- g) **By-Law Enforcement Officer(s)** means a person or persons empowered by the Municipal Council to enforce the various By-Laws of the Township and to

carry into effect the provisions of any act of the legislature to be enforced by the Municipality;

- h) **Police Officer** means a member of the Ontario Provincial Police;
- i) **Pedestrian** includes a person afoot and an invalid or child in a wheelchair or carriage;
- j) **Roadway** means that part of the highway is improved, designed or originally used for vehicular traffic, but does not include the shoulder, and, where a highway included two or more separate roadways, the term "roadway" refers to any one roadway separately and not all of the roadways collectively;
- k) **Stand** or **Standing** when prohibited or regulated, means the halting of a vehicle, whether occupied or not, except for the purpose of and while actually engaged in receiving or discharging passengers;
- l) **Storer** has the meaning given to it under the *Repair and Storage Liens Act R.S.O. 1990, c.R.25*
- m) **Stop** or **Stopping** when prohibited, means the halting of a vehicle, even momentarily, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a constable or other police officer or of a traffic control sign or signal;
- n) **Township** means all lands within the jurisdiction of the Corporation of the Township of Blandford-Blenheim;
- o) **Traffic Control Signal** means any device, manually, electronically, or mechanically operated for the regulation or control of traffic;
- p) **Vehicle** includes a motor vehicle, motor assisted bicycle, trailer, traction engine, farm tractor, road building machine and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include a motorized snow vehicle, the cars of electric or steam railways running only upon rails;
- q) **Commercial Motor Vehicle** means a motor vehicle having permanently attached thereto a truck or delivery body and includes ambulances, hearses, casket wagons, fire apparatus, buses, and tractors used for hauling purposes on the highways;
- r) **Heavy Truck** means a commercial motor vehicle, having a weight when unloaded of 4.6 tonnes (4600 kilograms) or more, but does not include a passenger vehicle, an ambulance, or a vehicle of the Police or Fire department;
- s) **Boulevard** refers to municipally owned property within the public right-of-way extending between the curb or edge of the roadway and the nearest limit of the municipal road allowance, exclusive of any sidewalks or curb located therein;

t) **Road Allowance** means the portion of the untraveled roadway that measures 10 meters (33 feet) from the centre of the roadway and includes the shoulder of the roadway;

2. Where any expression of time occurs or where any hour or period of time is stated, the time referred shall be the time currently in effect within the time zone commonly known as the "Eastern Time Zone".

### 3. ENFORCEMENT

1. Provisions of this By-Law shall be enforced by the By-Law Enforcement Officer(s) duly appointed by the Council of the Township of Blandford-Blenheim and/or OPP.

### 4. GENERAL STOPPING AND PARKING RESTRICTIONS

1. No person shall park or stop any vehicle on any highway or portion thereof except as follows:

- a) Where there is a raised curb on the right side of the roadway, having regard to the direction such vehicle was proceeding, with its right, front and rear wheels parallel to and not more than 300 mm out from the curb. In no circumstances shall a vehicle mount the raised curb and park or stop to the right of the raised curb;
- b) Where there is no curb or a rolled curb, 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 on a sidewalk or footpath or on any part of the highway where grass is grown or which is not intended for the use of vehicles.

2. No person shall on a highway stop or park a vehicle in any of the following places;

- a) On or over a sidewalk;
- b) Within an intersection;
- c) Adjacent to or across the highway from any excavation or obstruction in the roadway when the free flow of traffic would thereby be impeded;
- d) In such a position as will prevent or block the removal of any other vehicle previously parked;
- e) On or over a boulevard;
- f) On a roadway adjacent to any stopped or parked vehicle;

3. No person shall on a highway park a vehicle in any of the following places:

- a) In front of a driveway or laneway or so as to obstruct vehicles in the use of a driveway or laneway;

- b) Within 3 metres of a fire hydrant;
  - c) Within 3 metres of water reservoir;
  - d) Within 9 metres of an intersecting roadway;
  - e) Within 15 metres of any level crossing or a railway;
  - f) In front on an entrance to or exit from any building or enclosed space in which persons may be expected to congregate in large numbers;
  - g) Alongside the tracks of any railway;
  - h) In front of the entrance to any place where goods or merchandise are regularly delivered or removed;
  - i) In such a position as will prevent the removal of any other vehicle previously parked.
4. Where appropriate signs are erected and are on display, no person shall on any highway park any vehicle:
- a) Within 15 metres of an intersection;
  - b) Within 30 metres of an intersection controlled by traffic signals;
  - c) Within 7.5 metres of any fire station entrance on the side of the highway on which the fire station is located or within 30 metres of such fire station on the opposite side of the roadway.

## **5. NO PARKING**

1. Where official signs are erected and are on display no person shall park a vehicle on any highway at the side and between the limits set out respectively in Columns 1, 2 and 3 of Schedule "A" to this By-Law.

## **6. RESTRICTED PARKING**

1. Where official signs are erected and are on display no person shall park a vehicle on any highway at the side and between the limits set out respectively in Columns 1, 2 and 3 of Schedule "B" of this By-Law during the times or days set out in Column 4 of the said schedule.

## **7. SPECIAL CONDITIONS/WINTER PARKING**

1. No person shall park or leave standing any vehicle on any Township maintained highway within the Township between the hours of 7:00am and 5:00pm of the same day, during the winter control season commencing on the 1<sup>st</sup> day of November in each calendar year and continuing until the 31<sup>st</sup> day of March of the year following.

2. No person shall park or leave standing any vehicle on any Oxford County maintained highway within the Township between the hours of 2:00am and 6:00am of the same day, during the winter control season commencing on the 1<sup>st</sup> day of November in each calendar year and continuing until the 31<sup>st</sup> day of March of the year following.

## **8. PARKING IN MUNICIPAL PARKING LOTS**

1. No person shall park, leave standing, or abandon a vehicle unattended in any parking area owned or leased by the Municipality for public parking purposes for a period in excess of seven (7) days;
2. No person shall park, leave standing, or abandon a Commercial Motor Vehicle unattended in any parking area owned or leased by the Municipality for public parking purposes at any time.

## **9. REMOVAL AND IMPOUNDING OF VEHICLES**

1. No person shall park, leave standing, or abandon a vehicle unattended on any highway within the Township for a continuous period of time in excess of forty-eight (48) hours.
2. Upon discovery or notification that a vehicle is parked or has been abandoned or left unattended in the contravention of Section 8(a) of this By-Law, the investigating officer shall note in writing and filed for possible future reference the following information:
  - a) Make and model of the vehicle;
  - b) Location of the occurrence;
  - c) Date and time of the investigation;
  - d) License number of the vehicle, if any;
  - e) Name of the investigating officer and any other person who may have been in attendance as an observer.

At the time of completing the above-mentioned report, the officer shall affix a written notice to the said vehicle in which it is noted that the vehicle may be removed and placed in storage, at the owner's expense, if not removed within forty-eight (48) hours from the date and time the notice was issued.

3. Where the said vehicle is left parked, standing, unattended or abandoned in excess of the forty-eight (48) hour time period stated in the "Notice" provided under Section 8(b) herein, a duly authorized By-Law Enforcement Officer of the Township may cause such vehicle 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 and no such vehicle shall be released or returned to the owner thereof until all such costs and charges, if any, have been paid in full;
4. In addition to any other remedy provided for this By-Law, where a vehicle is parked or left standing in contravention of Section 7 of this By-Law or if a vehicle has been parked or left standing in such a manner so as to obstruct the entrance or exit to a fire station, the By-Law Enforcement Officer or Police Officer may cause such vehicle to be moved or taken to and placed or stored in a suitable place and all costs and charges for the removing, care and storage thereof, if any, are a lien upon the vehicle and no such vehicle shall be released or returned to the owner thereof until all such charges and costs, if any, have been paid in full;
  5. Where a vehicle has been moved or taken to and placed or stored (impounded) in a suitable place and costs and charges have been incurred therewith, and where the owner refuses or fails to pay such costs or charges within sixty (60) days upon receipt of notice from the storer, the storer may proceed to dispose of the said vehicle pursuant to the provisions of the *Repair & Storage Liens Act, R.S.O. 1990, c.R.25*.

## **10. PENALTIES AND WORDING OF INFRACTION NOTICE**

1. The words or expressions set out in Column 1 of the Schedule C may be used by the By-Law Enforcement Officer or a Police Officer in a Certificate of Parking Infraction, Parking Infraction Notice or Notice of Impending Conviction to designate the offence in the provision set out opposite thereto in Column 2 of Schedule C.
2. Any person who is found in violation of Sections 4 to 7 inclusive of this By-Law is guilty of an offence and is liable to pay the fine set out in Column 3 of the Schedule C opposite to the offence described in Column 1 for each offence if paid out to the Court, or an amount fixed and approved by the Provincial Chief Judge, inclusive of the costs and surcharges if the charge proceeds under Part II of the Provincial Offences Act R.S.O. 1990, c. P33 as the same may be amended from time to time;
3. All penalties imposed by a judicial official are recoverable under the Provincial Offences Act together with such costs, expenses and surcharges as are imposed thereunder;
4. Any person charged under the By-Law may make a payment as shown on the Parking Infraction Notice. Payment may be made at the Township of Blandford-Blenheim office within the time period on the Parking Infraction Notice and payment shall be accepted in full satisfaction of the charge and no further proceedings will be taken;
5. Any person charged under this By-Law may make an early voluntary payment within fourteen (14) days of the date in which the ticket was issued for a discounted fine.

## 11. GENERAL

1. Schedule "A", "B", "C" inclusive of this By-Law shall form part of the By-Law;
2. 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 of this By-Law, and is liable for the applicable fines unless, at the time of the offence, the vehicle was in the possession of another person without the owner's consent.

## 12. PAYMENT OF FEES

1. Every person responsible for the payment of any and all fees, costs and fines under this by-law shall make such payment in full upon demand by the Corporation.
2. The payment of any fees and charges as required under this by-law does not constitute partial or full payment of any fines imposed by a court of competent jurisdiction for an offence committed under this or any other by-laws.
3. Unpaid parking tickets will be forwarded to the Ministry of Transportation and may result in plate denial.

## 13. REPEAL

1. The following Township of Blandford-Blenheim by-laws are hereby repealed:

By-Law 1250-98  
By-Law 1587-2009

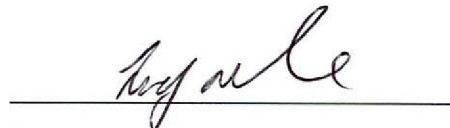
## 14. SHORT TITLE

1. This By-Law shall be referred to as the "Parking Control" By-Law.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED ON THIS 21ST DAY OF OCTOBER, 2020.**



MAYOR: Mark Peterson



Rodger Mordue, CAO/Clerk

SCHEDULE "A" TO BY-LAW 2185-2020,

as amended: Parking Control

**NO PARKING AT ANY TIME**

Section	Column 1	Column 2		Column 3	
		Highway	Side or Sides	From	To
1	Platt Street East <i>Plattsville</i>	East and West	Mill Street East	Young Street East	
2	Mill Street East <i>Plattsville</i>	North and South	Platt Street North	Walter Street	
3	Baird Street South <i>Bright</i>	East	South Limit of 68 Baird Street South	South Limit of 172 Baird Street South	



SCHEDULE "B" TO BY-LAW 2185-2020,

as amended: Parking Control

**RESTRICTED / SPECIAL CONDITIONS / WINTER PARKING**

Item	Column 1 Highway	Column 2 Side or Sides	Column 3 From	Column 3 To	Column 4 Time/Date
1	Oxford Street <i>Drumbo</i>	North and South	300m West of Morrow Street	150m East of Duke Street	2:00am-6:00am Nov 1 to Mar 31
2	Wilmot Street <i>Drumbo</i>	East and West	Maitland Street	Peterson Street	2:00am-6:00am Nov 1 to Mar 31
3	Albert Street <i>Plattsville</i>	North and South	Hofstetter Road	70m west of Hume Street	2:00am-6:00am Nov 1 to Mar 31
4	Douro Street <i>Plattsville</i>	North and South	Albert Street	Isabella Street	2:00am-6:00am Nov 1 to Mar 31
5	Main Street <i>Princeton</i>	East and West	Oxford Road 2	Roper Street	2:00am-6:00am Nov 1 to Mar 31
6	Mechanic Street <i>Drumbo</i>	East	Oxford Street East	Blenheim District Public School	7:00am-5:00pm Monday to Friday
7	Albert Street West <i>Plattsville</i>	North	Fennel Street	Samuel Street	7:00am-5:00pm Monday to Friday
8	Albert Street West <i>Plattsville</i>	South	Fennel Street	River Road	7:00am-5:00pm Monday to Friday
9	River Road <i>Plattsville</i>	East and West	Albert Street West	Mill Street West	7:00am-5:00pm Monday to Friday
10	Wilmot Street South <i>Drumbo</i>	East	121m South of Oxford Street	155m South of Oxford Street	7:00am-5:00pm Monday to Friday
11	Wilmot Street South <i>Drumbo</i>	West	128m South of Oxford Street	148m South of Oxford Street	7:00am-5:00pm Monday to Friday



# TOWNSHIP OF BLANDFORD-BLENHEIM

By-Law # 2185-2020  
Parking Control

Page | 10

SCHEDULE "C" TO BY-LAW 2185-2020,  
as amended: Parking Control

## PART II PROVINCIAL OFFENCES ACT

Item	Column 1	Column 2	Column 3	Column 4
	<b>Short Form Wording</b>	<b>Provision Creating or Defining Offences</b>	<b>Set Fine</b>	<b>Early Voluntary Payment (within 14 days)</b>
1	Parked or stopped on/over a sidewalk	Section 4.2(a)	\$50.00	\$40.00
2	Parked or stopped within an intersection	Section 4.2(b)	\$100.00	\$90.00
3	Parked or stopped across the highway from excavation or obstruction that impedes traffic flow	Section 4.2(c)	\$50.00	\$40.00
4	Parked so as to block other vehicles	Section 4.2(d)	\$50.00	\$40.00
5	Parked on or over a boulevard	Section 4.2(e)	\$50.00	\$40.00
6	Parked so as to obstruct the use of a driveway/laneway	Section 4.3(a)	\$50.00	\$40.00
7	Parked too close to a fire hydrant	Section 4.3(b)	\$50.00	\$40.00
8	Parked too close to a water reservoir	Section 4.3(c)	\$50.00	\$40.00
9	Parked too close to an intersection	Section 4.3(d)	\$50.00	\$40.00
10	Parked too close to any level crossing/railway	Section 4.3(e)	\$50.00	\$40.00
11	Parked alongside the tracks of a railway	Section 4.3(g)	\$50.00	\$40.00
12	Parked within 15 metres of an intersection	Section 4.4(a)	\$50.00	\$40.00



# TOWNSHIP OF BLANDFORD-BLENHEIM

By-Law # 2185-2020  
Parking Control

Page | 11

13	Parked within 30 metres of an intersection controlled by traffic signals	Section 4.4(b)	\$50.00	\$40.00
14	Parked within 7.5 metres of any fire station on the same side of road	Section 4.4(c)	\$100.00	\$90.00
15	Parked within 30 metres of any fire station on the opposite side of road	Section 4.4(c)	\$50.00	\$40.00
16	Parked in an area prohibited by signs	Section 5.1	\$50.00	\$40.00
17	Parked on highway between restricted hours during winter season	Section 7.1	\$50.00	\$40.00
18	Parked on odd-numbered side of street from 1 <sup>st</sup> to 15 <sup>th</sup> of the month	Section 8.1	\$50.00	\$40.00
19	Parked on even-numbered side of street from 16 <sup>th</sup> to 31 <sup>st</sup> of the month	Section 8.2	\$50.00	\$40.00
18	Parked in a municipal parking lot longer than seven (7) days	Section 9.1	\$50.00	\$40.00
19	Parking a commercial motor vehicle in a municipal parking lot	Section 9.2	\$50.00	\$40.00
20	Parked longer than 48 hours on highway	Section 10.1	\$50.00	\$40.00

