

“OFFICE CONSOLIDATION”

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THE CORPORATION OF THE TOWN OF COCHRANE

BY-LAW NUMBER 1026-2014

BEING A BY-LAW TO REGULATE TRAFFIC AND PARKING ON HIGHWAYS, PRIVATE PROPERTY AND MUNICIPAL PROPERTY WITHIN THE TOWN OF COCHRANE

WHEREAS pursuant to the Municipal Act, 2001 and the Highway Traffic Act, by-laws may be passed by the councils of municipalities to regulate traffic and parking on highways, private property and municipal property;

NOW THEREFORE being enacted by the Council of the Corporation of the Town of Cochrane as follows:

DEFINITIONS

1.

- A. **“Crosswalk”** means that part of a highway at an intersection that is included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs, in the absence of curbs, from the edges of the travelled portion of the roadway; or any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines or other marking on the surface.
- B. **“Disabled parking space”** refers to 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 regulations made thereunder and this by-law.
- C. **“Highway”** includes a common and public highway, street, avenue, parkway, driveway, laneway, square, place, bridge, viaduct, or trestle, designed and intended for, or used by the general public for the passage of vehicles.
- D. **“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.
- E. **“Park or Parking”** when prohibited, means the standing of a vehicle, whether occupied or not except when standing temporarily for the purpose of loading or unloading merchandise or passengers.
- F. **“Stand or Standing”** when prohibited, means the halting of a vehicle, whether occupied or not, except for the purpose of, and while actually engaged in, receiving or discharging passengers.
- G. **“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 direction of a constable or other police officer or a traffic control sign or signal.
- H. **“Vehicles”** includes a motor vehicle, traction engine, farm tractor, road building machine and any other vehicle drawn, propelled or driven by any kind of power, including muscular power.

ENFORCEMENT

2. This By-Law shall be enforced by Police Officers, Municipal Law Enforcement Officers or other individuals duly appointed by the Town of Cochrane to enforce this by-law.

DOUBLE PARKING

3. No person shall park their vehicle in such a manner as to be outside of the lines or markings made on the street or curb alongside any parking meter, thereby encroaching on a contiguous parking space. In the event the aforementioned lines or markings are not, for any reason, discernable, every person parking a vehicle shall, in the case of angular parking, park the vehicle in such manner as to position the hub of the front wheel directly opposite the meter, and in the case of parallel parking, park the vehicle in such a manner that the front and rear bumper, as the case may be, is directly opposite the meter.

PARKING IN ROADWAY

4. No person shall park any vehicle on the travelled portion of any roadway, street or highway in such a manner as to obstruct or interfere with the ordinary movement of traffic having regard to traffic requirements on such street, road or highway.

IMPROPER PARKING

5. No person shall;
 - a) other than in an area where angle parking is specifically authorized, park a vehicle on any street, roadway or highway unless the vehicle is situated on the right-hand-side of the street having regard to the direction in which such vehicle has been travelling, and unless the right front and rear wheels or runners of such vehicle are parallel to a distance respectively not more than sixteen (16) centimeters from the curb.
 - b) where angle parking is permitted, no person shall park a vehicle except at the angle indicated by the markings or signs and so that the front end of the vehicle is not more than sixteen (16) centimeters, or less than eight (8) centimeters, from the edge of the sidewalk, or such street, or in winter to the edge of said sidewalk as conditions on the street permit.
 - c) park a vehicle in a position or place that prevents or is likely to prevent the removal of any vehicle already parked on the street or highway.

OBSTRUCTING DRIVEWAY

6. No person shall park a vehicle in such a manner and such location as to obstruct the entrance to any hotel, office building, or private lane or driveway, or opposite the entrance to any hospital at any time or in front of the entrance to any theatre, auditorium or other public place.

OBSTRUCTING LANEWAY

7. No person shall park a vehicle in any manner or at any location so as to obstruct the entrance to a public laneway, or to obstruct any laneway in the Town of Cochrane, or in such a manner as to prevent the regular flow of traffic through a laneway.

TOO CLOSE TO HYDRANT

8. No person shall park a vehicle within three (3) meters in a point of the edge of the roadway and nearest a fire hydrant.

TOO CLOSE TO AN INTERSECTION

9. No person shall park a vehicle within ten (10) meters of any intersection within the Town of Cochrane.

PARKING ON SIDEWALK

10. No person shall park any vehicle such that any portion of the vehicle is situated on any sidewalk reserved for pedestrian traffic within the Town of Cochrane.

PARKING IN "NO PARKING" AREA

11. No person shall park a vehicle at any time on any streets or highways or any parts of streets or highways hereinafter listed on Schedule "A" to this By-Law, where signs or notices have been posted or are on display prohibiting parking on such streets or parts of streets.

PARKING AT RESTRICTED TIMES

12. No person shall park a vehicle during specified prohibited times on certain specified streets or highways or parts of streets or highways hereinafter listed on Schedule "B" to this By-Law where signs or notices have been posted or are on display indicating the times and areas when and where parking is prohibited or restricted.

OBSTRUCT SNOW REMOVAL

13. No person shall park a vehicle in any location or manner which shall obstruct, hinder or prevent, in any way, snow ploughing or snow removal operations on any street or highway or any Municipal Parking Lot during the months of November, December, January, February, March and April of each and every year.

SCHOOL BUS LOADING ZONE

14. No person shall park a vehicle during specified prohibited times on those designated streets or highways or any parts of streets or highways hereinafter listed on Schedule "E" to this By-Law and designated as a school bus loading zone where signs or notices have been posted or are on display prohibiting parking on such streets or parts of streets or the times and areas when and where parking is prohibited or restricted.

PARKING IN PROHIBITED AREA

15. No person shall park a vehicle in the following prohibited areas:
 - a) within 7.5 meters of the entranceway to the highway from a Fire Hall on the same side of the street as the Fire Hall, or within one hundred (100) meters from the entranceway to the highway from the Fire Hall on the opposite side of the street to that of the Fire Hall
 - b) if the vehicle is a commercial vehicle having a vehicle weight in excess of one (1) ton on Sixth Avenue, or Third Street between Fifth Avenue and Seventh Avenue, or on the north side, or south side of Railway Street from Fourth Avenue to Seventh Avenue.
 - c) in a designated fire route identified with authorized signage and set out as per Schedule "D" of this by-law

MORE THAN 24 HOURS

16. No person shall park a vehicle or allow a vehicle to remain parked on any street highway or any Municipal parking lot in the Town of Cochrane for a period of time exceeding twenty-four (24) hours.

TAXI CABS AND SENIOR CITIZEN'S AND DISABLED TRANSIT VAN

17. No taxi cab shall use or occupy, or park in;
 - a) any parking space located on Sixth Avenue extending from Railway Street north to Fourth Street
 - b) any parking space located on Third Street extending from Fifth Avenue east to Seventh Avenue.

18. Notwithstanding any other provision contained herein, "parking" for the purposes of paragraph 16, means the standing of a vehicle, whether occupied or not, except when standing temporarily for the purposes of, and while actually engaged in loading or unloading merchandise, passengers and shall include the standing or stopping of a taxi cab while soliciting passengers, or awaiting instructions for, or a call for passengers by solicitation in person, or by instruction from radio communication.
19. Notwithstanding paragraphs 16 and 17 above, taxi cabs shall be permitted to park in any other parking space outside the designated area subject to all other provisions of the by-law.
20. Paragraphs 16, 17 and 18 herein shall, in all respects apply also to the Senior Citizen's and Disabled Persons Transit Van.
21. Nothing in this By-Law shall be construed as to prevent any taxi cab, the Senior Citizen's and Disabled Persons Transit Van from parking upon private lands or premises.

CHURCHES AND FUNERALS

22. Churches and Funeral Homes which have services being held are granted the authority to place signs in a manner approved by the By-Law Officer indicating that parking is temporarily prohibited in the parking spaces so marked, except for those attending such services.

EMERGENCY PARKING

23. Notwithstanding any provisions contained in this By-Law, the By-Law Officer during any emergency or special circumstances deemed sufficient therefore, may by the use of appropriate signs, barriers, or obstructions or signals, suspend any or all parking located in that area by erecting such notices or barricades or affixing "No Parking" in locations that will be made visible to the public.

DISABLED PARKING SPACES

24. When an authorized sign identifying a disabled parking space has been erected, no person shall:
 - a) Park or stop a vehicle or allow a vehicle to remain parked or stopped in a public parking area in a parking space reserved for the disabled unless a valid disabled permit is displayed on the dashboard of the vehicle or license plates issued for the disabled are properly attached to the front and rear of the vehicle.
 - b) Spaces designated are identified in Schedule "C" forming part of this by-law.

PARKING IN RESERVED PARKING SPACE OTHER THAN DISABLED PARKING SPACES

25. No person may park a vehicle in a parking space where such space has been designated and clearly identified by as temporarily referred for use of a Church or Funeral Home pursuant to the terms of this By-Law.

PARKING AT CROSSWALK

26. When an authorized sign identifying a crosswalk has been erected no person shall:
 - a) Park a vehicle within ten (10) meters of a crosswalk that is not located at an intersection within the Town of Cochrane.
 - b) Crosswalks designated are identified in Schedule "F" forming part of this by-law.

PENALTIES

- 27. Every person that contravenes any of the provisions of this By-Law shall, upon conviction thereof, forfeit and pay penalty not less than FIVE (\$5.00) DOLLARS and not exceeding ONE THOUSAND (\$5000.00) DOLLARS exclusive of costs, recoverable under the Provincial Offences Act, R.S.O 1990, Chapter P.33 and amendments thereto.

REMOVAL OF VEHICLES

- 28. In addition to any other penalty or fine levied by reason of a contravention of this By-Law, the By-Law officer may authorize the removal any vehicle parked in contravention of this By-Law (other than a contravention of Section 5 of this By-Law) to the Public Works compound owned by the Corporation of the Town of Cochrane and all costs and charges of removal and storage shall be paid by the owner of the vehicle prior to removal of the vehicle from the Public Works Compound, and such costs, if any, shall be a lien upon the vehicle which, may be enforced in the manner provided under the Highway Traffic Act, R.S.O 1990, Chapter H.8 as amended.

HIGHWAY TRAFFIC ACT

- 29. The provisions of the Highway Traffic Act, R.S.O. 1990, as amended shall prevail over the provisions of this By-Law.

SCHEDULES TO FORM PART OF THIS BY-LAW

- 30. Schedules "A", "B", "C", "D", "E" and "F" attached hereto shall form part of this By-Law.

REPEAL OF EXISTING BY-LAW

- 31. This By-Law shall repeal all existing By-laws respecting the parking of vehicles in the Town of Cochrane or any part of any By-Law respecting parking in the Town of Cochrane.

EFFECTIVE DATE

- 32. This By-Law shall come into full force and effect on the day that the set fines are approved by the Ministry of the Attorney General.

READ a first and second time this 10th day of June, 2014.

MAYOR

CLERK

READ a third time and finally passed this 10th day of June, 2014.

MAYOR

CLERK

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SCHEDULE "A"

NO PARKING AREAS

1. Fifth Street, between Western Avenue and Seventeenth Avenue, North and South sides unless otherwise identified by authorized signage.
2. Tenth Avenue, between Fifth Street and Eighth Street, East side.
3. Twelfth Avenue, between Third Street and Fourth Street, West side.
4. Railway Street, from a point on the Westerly extremity of Lot 400 Plan M-114NB to Third Street East, north and South sides.
5. Sixth Street between Third Avenue and Fifth Avenue, on the north side.
6. Huron Road, between Seventeenth Avenue and Génier or North Road, North and South sides.
7. The south side of Railway Street from Fifth Avenue to the Westerly limit of Lot 400, Plan M-114NB, during the months of November, December, January, February, March and April of each and every year.
8. Third Avenue between Fifth Street and Sixth Street, on the East side.
9. Railway Street – south side- the equivalent of one parking space on the East and West sides of the entrance to the Union Station.
10. Eighth Street from Ninth Avenue to Genier Rd on North and South sides.
11. West side of Chalmer`s Avenue from Jean Sauve entrance to North entrance of E.S.C.H.S.
12. Third Street East from Twelfth Avenue to Genier Road, North and South sides, unless otherwise identified by authorized signage.

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SCHEDULE "B"

RESTRICTED PARKING ZONES

COLUMN 1 Specific Places	COLUMN 2 Days	COLUMN 3 Side of the Street	COLUMN 5 Stated Hours
Fourth Street Friendship Centre	Monday through Friday except when a school holiday falls on one of these days.	South side from the corner of Fourth Street and Third Avenue to the corner of Fourth Street and Fourth Avenue.	8:00 a.m to 9:00 a.m; 11:30 a.m to 1:00 p.m and 3:15 p.m to 4:15 p.m
Sixth Street	Monday through Friday	South Side from the laneway between Third and Fourth Avenue and Fifth Avenue.	8:00 a.a. to 4:00 p.m.
Nakita Avenue	Monday through Friday	East and West side from Hwy 11 West to Second Street.	no longer than 15 minutes
Tenth Avenue Cochrane Child Care Centre	Monday through Friday	Eighth Street to Northern boundary of roadway and parking lot	7:00 a.m. to 5:30 p.m.

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SCHEDULE "C"

ALLOCATED DISABLED PARKING SPACES

All parking spaces listed in this schedule are reserved for the Disabled & Disabled Transit Van.

- (i) 2 parking spaces identified at South entrance to Tim Horton Event Centre
- (ii) 2 parking spaces identified at North entrance to Tim Horton Event Centre
- (iii) Parking space in front of Cochrane Post Office
- (iv) Parking space located at 86 Sixth Avenue
- (v) Parking space located at 129 Sixth Avenue
- (vi) Parking space located at 109 Sixth Avenue
- (vii) Parking space located at 153 Sixth Avenue
- (viii) Parking space located at 190 Third Avenue
- (ix) Parking space located at 143 Fourth Avenue
- (x) Parking space located at 171 Fourth Avenue
- (xi) Parking space located at 1st Avenue;
- (xii) Parking space located at 178 Third Avenue
- (xiii) Parking space located at 149 Fourth Avenue
- (xiv) Parking space located at 140 Fourth Avenue
- (xv) Parking space located at 187 Fifth Avenue
- (xvi) Parking space located at 174 Fifth Avenue
- (xvii) Parking space located at 149 Fifth Avenue
- (xviii) Parking space located at 142 Fifth Avenue
- (xix) Parking space located at 160 Sixth Avenue
- (xx) Parking space located at 7th Ave South
- (xxi) Parking space located at 275 Eight Street
- (xxii) Parking space located at 308 Fifth Street
- (xxiii) Parking space located at 17th Avenue
- (xxiv) Parking space located at 149 Fourth Avenue

****All parking spaces to be denoted by blue paint on ground and posted disabled parking only sign.***

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SCHEDULE "D"

AUTHORIZED FIRE ROUTES

1. At the south entrance to the Tim Horton Event Centre as identified by authorized signage.
2. At the north entrance to the Tim Horton Event Centre as identified by authorized signage.

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SCHEDULE "E"

SCHOOL BUS LOADING ZONES

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SCHEDULE "F"

AUTHORIZED CROSSWALKS

- (i) At Cote Lane and Fifth Street as identified by authorized signage and solar crosswalk flasher.

