

**The Corporation of the
Municipality of Trent Lakes**

By-law No. B2025-016

**A By-law to Regulate and Control the Parking of Motor Vehicles in the
Municipality of Trent Lakes**

Whereas the *Municipal Act, 2001*, S.O. 2001, c.25 (*Municipal Act, 2001*) Section 27(1) authorizes municipal councils to pass by-laws respecting highways, including parking and traffic on highways and lands within the Municipality of Trent Lakes;

And Whereas pursuant to Section 63 of the *Municipal Act, 2001* permits a municipality, subject to subsection 170(15) of the *Highway Traffic Act*, R.S.O. 1990, C. H.8 (*Highway Traffic Act*), to remove and impound or restrain and immobilize any object or vehicle placed, stopped, standing or parked on or near a highway in contravention of this by-law

And Whereas Section 101(1) of the *Municipal Act, 2001* permits a municipality, subject to subsection 170(15) of the *Highway Traffic Act*, to remove and impound or restrain and immobilize any vehicle, at the owner's expense, parked or left in contravention of this by-law;

And Whereas pursuant to Section 102.1 (1) of the *Municipal Act, 2001*, a municipality may require a person to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with any by-laws respecting the parking, standing or stopping of vehicles;

And Whereas pursuant to Section 391 of the *Municipal Act, 2001*, a municipality is authorized to impose fees or charges on persons for services or activities provided or done on behalf of it and for costs payable by it for services or activities provided or done on by any other municipality;

And Whereas Section 3 of Ontario Regulation 333/07 (the "Regulation") provides that a municipality shall not exercise the power referred to in Section 102.1 of the *Municipal Act, 2001* unless the municipality has passed a by-law establishing a system of administrative penalties;

And Whereas pursuant to section 425 of the *Municipal Act, 2001*, a municipality may pass by-laws providing that a person that contravenes a by-law of the municipality passed under this Act is guilty of an offence;

Now Therefore the Council of The Corporation of the Municipality of Trent Lakes hereby enacts as follows:

1.0 Definitions

In this by-law:

- 1.1 **Abandoned Vehicle** means a vehicle with or without valid number plates issued by the Ministry of Transportation or by a jurisdiction other than Ontario that appears to have been abandoned.
- 1.2 **Accessible Parking Permit** means a permit issued under the *Highway Traffic Act* or similar permit, number plate or other marker or device bearing the international symbol of access for the disabled and lawfully issued by another jurisdiction other than Ontario.
- 1.3 **Accessible Parking Space** means a parking space provided for

under this by-law and identified by an official sign for exclusive use of a vehicle displaying an Accessible Parking Permit in accordance with the requirements of the *Highway Traffic Act*.

- 1.4 **Authorized Sign** means any sign or other device, which is not an official sign, and which has been placed or erected on a highway, municipal property, or private property under the authority of this by-law.
- 1.5 **Authorized Parking Area** means a Municipal area of Recreation Area designated, set aside for, or established, for the parking of motor Vehicles.
- 1.6 **Bridge** means any bridge spanning a water course or a ravine.
- 1.7 **Commercial Motor Vehicle** means any vehicle designed or operated for construction activity, the transportation of property, or a bus, excluding public transit vehicles, which vehicle or bus exceeds 2.6 metres in width or 7 metres in length or with a registered gross weight in excess of 4.5 tonnes.
- 1.8 **Council** means the Council of the Municipality of Trent Lakes.
- 1.9 **Crosswalk** means,
- a. that part of a highway at an Intersection that is included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs or, in the absence of curbs, from the edges of the roadway, or
 - b. any portion of a roadway at an Intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines or other markings on the surface.
- 1.10 **Director** means the municipal Director of Public Works, Director of Recreation and Facilities and Director of Building and Planning/Chief Building Official or their designates.
- 1.11 **Driveway** means an improved surface within a road that is used for vehicle access to or from one or more adjoining properties over that highway.
- 1.12 **Entrance** means an improved surface within a highway that is used for vehicle access to or from one or more adjoining properties over a Municipality Road.
- 1.13 **Emergency Vehicle** means an ambulance, fire department vehicle, or police vehicle.
- 1.14 **Fire Route** means the lane way adjacent to a building that provides access to emergency services, does not include a Private Road or Driveway.
- 1.15 **Highway** includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, any part of which is used or intended for use by the general public for the passage of vehicles and includes the entire area between its lateral property lines. Without limitation, Highway includes unassumed and unopened road allowances.

- 1.16 **Intersection** means the area embraced within the prolongation or connection of a lateral curb lines or, if none, then of the lateral boundary lines of two or more highways that join one another on an angle, whether or not one highway crosses the other.
- 1.17 **Motor Vehicle** means an automobile, a motorcycle, a motor assisted bicycle unless otherwise indicated in the *Highway Traffic Act*, and any other vehicle propelled or driven otherwise than by muscular power, but does not include a street car or other motor vehicle running only upon rails, a power-assisted bicycle, a motorized snow vehicle, a traction engine, a farm tractor, a self-propelled implement of husbandry or a road-building machine.
- 1.18 **Municipality, Municipality of Trent Lakes, or Trent Lakes** means the Corporation of the Municipality of Trent Lakes and includes its entire geographic area.
- 1.19 **Municipal Law Enforcement Officer** means a person duly appointed within the Municipality's administration to enforce the by-law of the Municipality, and includes the Licensing Officer.
- 1.20 **Obstruction** means any object or thing that may interfere with the movement of pedestrians or vehicles.
- 1.21 **Official Sign** means a sign pursuant to the *Highway Traffic Act* or the manuals of Uniform Traffic Control Devices of Ontario and of Canada approved by the Municipality.
- 1.22 **Officer** mean a police officer as defined in subsection 2(1) of the *Community Safety and Policing Act, 2019*, S.O. 2019, c. 1, Sch. 1 or a Municipal Law Enforcement Officer appointed by the Municipality pursuant to subsection Section 55 of the *Community Safety and Policing Act, 2019*, S.O. 2019, c. 1 Sch 1.
- 1.23 **Park or Parking** means the standing of a Vehicle or equipment, whether occupied or not, except when standing temporarily for the purpose of and while actually engaged in loading or unloading of merchandise or for receiving or discharging passenger.
- 1.24 **Parking Permit** means a permit issued by the Director which allows parking in a designated area during a time period when parking may otherwise be prohibited.
- 1.25 **Parking Space** means that part of the surface of a roadway, municipal property or private property designated by painted lines for the purpose of parking a vehicle.
- 1.26 **Person** means an individual, partnership, association, firm or corporation, or other legal entity.
- 1.27 **Private Road** means any privately owned road, lane, ramp, fire route, or other means of vehicular access to or from a building or structure.
- 1.28 **Roadway** means the part of the highway that is improved, designed or ordinarily used for vehicular traffic, but does not include the shoulder.
- 1.29 **Stand or Standing** means the halting of a Vehicle, whether

occupied or not, except for the purpose of and while actually engaged in receiving or discharging of passengers.

1.30 **Stopping** 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 police officer or of a traffic control sign or signal.

1.31 **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, and includes a motorized snow vehicle or ATV.

2.0 Application

2.1 This bylaw may be referred to as the "Parking By-Law".

2.2 The regulations established by this by-law respecting the parking and stopping of vehicles apply throughout the municipality except as otherwise provided.

2.3 The regulations established by this by-law respecting the parking and stopping of vehicles on municipal roads and county roads, do not apply to provincial highways.

2.4 This by-law shall not, if compliance therewith would be impracticable, apply to,

- a. Emergency Vehicles or public utility vehicles;
- b. vehicles actually engaged in works undertaken for or on behalf of any municipal corporation.

2.5 Reference to any Act, Regulation or By-law is reference to that Act, Regulation or By-law as it is amended or re-enacted from time to time.

2.6 Where any expression of time occurs, the time referred to is intended to be the system of time keeping in force in the Municipality at the time of application of the by-law.

2.7 If any provision or part of a provision of this by-law is declared by any court or tribunal of competent jurisdiction to be illegal or inoperative, in whole or in part, or inoperative in particular circumstances, the balance of the by-law, or its application in other circumstances, shall not be affected and shall continue to be in full force and effect.

3.0 General Stopping and Parking Prohibitions

3.1 No person shall park or stop a Vehicle on roadway on which parking is permitted except on the right-hand side, according to the direction in which the vehicle was lawfully proceeding.

3.2 No person shall park or stop a Vehicle at an angle on a roadway except where angle parking is expressly permitted.

3.3 No person shall park any Vehicle on a Highway

- a. within 3 metres of a point on the curb or edge of the roadway

adjacent to any fire hydrant, dry hydrant or fire access

- b. over a sidewalk or footpath
- c. on a boulevard except where permitted
- d. on a Bridge
- e. in a manner that obstructs or interferes with vehicle traffic
- f. in a manner that interferes with the maintenance and repair of roads and utilities,
- g. to impede snow plough or removal from any part of a highway
- h. between the hours of 11:00 pm and 7:00 am, between the 15th day of October to the 15th day of May, inclusive
- i. where Authorized Signs are posted.

3.4 No person shall stop any Vehicle on a Highway;

- a. Within 15 metres of a Crosswalk;
- b. in such a manner as to interfere with the movement of traffic;
- c. within 9 metres of an intersecting roadway;
- d. within 1 metre of a driveway or laneway or so as to obstruct vehicles in the use of the driveway;
- e. within 6 metres of a commercial, industrial, institutional or high density residential entrance.

3.5 No person shall park or stop any Vehicle on Municipal property,

- a. where, by means of one or more Authorized Signs, it is indicated that parking or stopping is not permitted; or
- b. in contravention of posted terms and conditions
- c. except in an Authorized Parking Area.

3.6 Where appropriate signs are displayed, no person shall park any Vehicle on

- a. private property without the consent of the owner or occupant of such property; or
- b. any portion of land including on private property marked as a fire route by a sign displaying the information "No Parking" or a symbol in lieu thereof and the words "Fire Route".

3.7 No person shall park any Vehicle,

- a. Except wholly within a Parking Space;
- b. So as to occupy more than one Parking Space;
- c. In such a manner as will prevent other persons from utilizing adjacent Parking Spaces or obstruct the flow of traffic.

4.0 Accessible Parking

- 4.1 No person shall park a Vehicle at any time in an accessible Parking Space on a road or parking lot which is clearly identified with Official Signs, except a Vehicle with a valid Accessible Parking Permit that is displayed and clearly visible from the outside of the Vehicle and the permit being used in accordance with the regulation.
- 4.2 No person shall display in their Vehicle an Accessible Parking Permit that is fictitious, altered or fraudulently obtained.
- 4.3 No person shall display in their Vehicle an Accessible Parking Permit that has not been issued to that person, organization or to a passenger, being picked up or transported in the vehicle.

5.0 Obstructing Highways

- 5.1 No person shall leave any Obstruction within a Highway.
- 5.2 No person shall sell or offer for sale by retail any goods, wares, merchandise, produce, food or other edible substance or beverage within the limits of any Highway.
- 5.3 Any Officer who has reason to believe that any object or thing referred to in subsection 5.1 and 5.2 is placed or left on any Highway in contravention of this by-law may cause the object or thing to be removed and taken to and stored in a suitable place and all costs and charges for such removal and storage shall be a lien upon it which may be enforced in the manner provided by the *Repair and Storage Liens Act*, R.S.O. 1990, c. R.25.
- 5.4 Any object or thing removed and stored in accordance with subsection 5.3 and not claimed by the owner within 60 days shall become the property of the Municipality and may be sold and the proceeds shall form part of the general funds of the Municipality.
- 5.5 Notwithstanding subsections 5.3 and 5.4, anything that is perishable shall become the property of the Municipality immediately upon being removed and may be destroyed or given to any charitable institution.

6.0 Administrative Monetary Penalties

- 6.1 This by-law and all attached schedules is hereby designated as a by-law to which a system of administrative penalties applies, for the purposes of section 102.1 of the *Municipal Act, 2001* and Section 3 (1) (b) of the Regulation.
- 6.2 Procedural enforcement and administration of this bylaw is as per By-law B2025-015 and Municipal procedures and policies as per Ontario Regulation 333/07 Administrative Penalties.
- 6.3 An Officer who finds that a Person has contravened any provision of this By- law may issue a penalty notice to that Person.
- 6.4 Any Person who contravenes any provision of this By-law shall, upon issuance of a penalty notice pursuant to Section 5.3, be liable to pay to the Municipality an administrative monetary penalty

and any fees in accordance to the Parking AMPS By-Law B2025-015.

- 6.5 Every notice issued shall identify the involved vehicle including;
- a. The particulars of the contravention;
 - b. The amount of the administrative penalty;
 - c. Information respecting the process by which the person may exercise the person's right to request a review of the administrative penalty, and a statement advising that an administrative penalty will, unless modified or rescinded pursuant to the review process, constitutes a debt to the Municipality.

6.6 A person may appeal an administrative penalty to the Municipality of Trent Lakes.

6.7 An administrative penalty that is deemed to be affirmed constitutes a debt to the Municipality of each person to whom or to which the penalty notice was given.

7.0 Enforcement and Penalties

7.1 The provisions of this by-law may be enforced by any Officer or Municipal Law Enforcement Officer.

7.2 No Person shall hinder or obstruct, or attempt to hinder or obstruct, any person exercising a power or performing a duty under this by-law.

7.3 Each Person who permits a Vehicle to be parked, stopped or standing contrary to a part of this By-law that is designated pursuant to section 6 and each owner of that Vehicle are, when given a Penalty Notice in accordance with the Municipality's Parking AMP System By-law, liable to pay to the municipality an administrative penalty in the amount specified in Schedule "A" to this By-law, for each day or part of a day on which the contravention occurs or continues.

- a. Without limiting the generality of section 6.3, Schedule "A" First, Second and Third Offences increase in set fine is not to be administered for a continuation of an offence that occurs in a consecutive sequence.

7.4 Where a Vehicle has been left parked, stopped or left standing in contravention of this by-law, the owner of the Vehicle, notwithstanding that the owner was not the operator of the Vehicle at the time of the contravention of the by-law, is guilty of an offence and is liable to the penalty amount prescribed for the offence.

7.5 In addition to any other penalties prescribed herein, an Officer may cause a Vehicle parked or left in contravention of this by-law to be moved or taken to and placed or stored in a suitable place and all costs and charges for removing, care and storage, if any, are a lien against said vehicle which may be enforced in the manner provided by the *Repair and Storage Liens Act* R.S.O.

1990, c. R. 25, pursuant to the *Municipal Act, 2001* and the *Highway Traffic Act*.

8.0 Interpretation

8.1 Any reference in this By-law to legislation, regulations, by-laws, policies or rules is to such legislation, regulations, by-laws, policies or rules as amended, extended, re-enacted or replaced from time to time.

9.0 Compliance with the Municipal Freedom of Information and Protection of Privacy Act

9.1 All information submitted to the Municipality for the purpose of this By-law will be collected and maintained in accordance with the Municipal Freedom of Information and Protection of Privacy Act and will be used in the administration and enforcement of this By-law.

10.0 Schedules

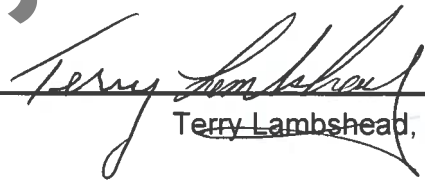
10.1 Schedule A, as attached, shall form part of this By-law.

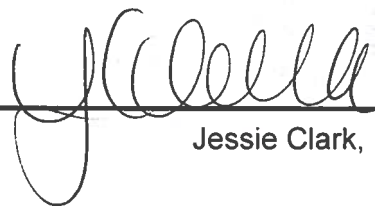
11.0 Administration and Approval

11.1 That By-laws B2016-048 and B2017-091 are hereby repealed.

11.2 This By-law shall come into force on the 4th day of February, 2025

Read a first, second and third time and passed this 4 day of February, 2025.


Terry Lamshead, Mayor


Jessie Clark, Clerk

Schedule A – Parking By-law

Table 1: By-law B2025-016 Parking By-law					
	Column 1	Column 2	Column 3	Column 4	Column 5
ITEM	SHORT FORM WORDING	Section	First Offence	Second Offence (30 days of 1st offence)	Third Offence (60 days of 2nd offence)
1	Stop/stand/park facing the wrong direction.	3.1	\$30.00	\$45.00	\$90.00
2	Stop/part/stand at angle not permitted.	3.2	\$30.00	\$45.00	\$90.00
3	Park adjacent to hydrant.	3.3(a)	\$90.00	\$135.00	\$260.00
4	Parking on a sidewalk, footpath, or trail	3.3(b)	\$1,000.00	\$3,000.00	\$10,000.00
5	Park on or over boulevard	3.3(c)	\$30.00	\$45.00	\$90.00
6	Park on a bridge	3.3(d)	\$30.00	\$45.00	\$90.00
7	Park to obstruct traffic	3.3(e)	\$45.00	\$90.00	\$180.00
8	Park to interfere with maintenance	3.3(f)	\$45.00	\$90.00	\$180.00
9	Park to impede snow removal	3.3(g)	\$90.00	\$135.00	\$260.00
10	Park between prohibited times	3.3(h)	\$45.00	\$90.00	\$180.00
11	Park where prohibited sign	3.3(i)	\$45.00	\$90.00	\$180.00
12	Stop 15m of crosswalk	3.4(a)	\$30.00	\$45.00	\$90.00
13	Stop to interfere with traffic	3.4(b)	\$45.00	\$90.00	\$180.00
14	Stop 9m of intersection	3.4(c)	\$30.00	\$45.00	\$90.00
15	Stop 1m of a driveway	3.4(d)	\$30.00	\$45.00	\$90.00
16	Stop 6m of high density entrance	3.4(e)	\$30.00	\$45.00	\$90.00
17	Park/Stop Municipal Property where prohibited	3.5(a)	\$30.00	\$45.00	\$90.00
18	Park/Stop Municipal Property signed prohibited terms	3.5(b)	\$30.00	\$45.00	\$90.00
19	Park/Stop unauthorized area	3.5(c)	\$30.00	\$45.00	\$90.00
20	Park private property no consent	3.6(a)	\$30.00	\$45.00	\$90.00
21	Park in fire route	3.6(b)	\$90.00	\$135.00	\$260.00
22	Park not wholly in space	3.7(a)	\$30.00	\$45.00	\$90.00
23	Park to occupy more then one space	3.7(b)	\$30.00	\$45.00	\$90.00
24	Park to prevent/obstruct movement	3.7(c)	\$45.00	\$90.00	\$180.00

25	Fail to display accessible permit	4.1	\$300.00	\$600.00	\$1200.00
26	Display a fraudulent accessible permit	4.2	\$300.00	\$600.00	\$1200.00
27	Display accessible permit not issued to occupant	4.3	\$300.00	\$600.00	\$1200.00
28	Leave obstruction on highway	5.1	\$150.00	\$250.00	\$500.00
29	Sell or offer anything on a highway	5.2	\$150.00	\$250.00	\$500.00

Amended by B2025-034