

## **THE CORPORATION OF THE TOWN OF AJAX**

### **BY-LAW NUMBER 45-2020**

Being a By-law to regulate vehicular traffic on highways, private and municipal property, and to prohibit the injuring or fouling of highways and bridges, and the obstruction of ditches and culverts.

WHEREAS pursuant to the provisions of The Municipal Act, 2001, S.O. 2001, c. 25, as amended, and the provisions of The Highway Traffic Act R.S.O. 1990, c H.8, as amended, by-laws may be passed by the councils of lower-tier municipalities to regulate vehicular traffic on highways, private and municipal property and the obstruction of ditches and culverts.

NOW THEREFORE the Council of The Corporation of the Town of Ajax enacts as follows:

#### **1. DEFINITIONS**

- 1.1. “accessible parking permit” means a permit issued under the Highway Traffic Act or a currently valid accessible permit, number plate or other marker or device, bearing the international symbol of access for persons with a disability, issued by another jurisdiction and recognized under the Highway Traffic Act.
- 1.2. “apron” means an area of the boulevard consisting of a hard surface leading from the travelled portion of the highway to private property.
- 1.3. “bicycle” includes a tricycle, a unicycle and a power-assisted bicycle but does not include a motor-assisted bicycle.
- 1.4. “boulevard” means all parts of the highway except any roadway, shoulder or sidewalk.
- 1.5. “bus stop” means that part of a highway designated by a sign where buses will stop to take on or let off passengers.
- 1.6. “Chief of Police” means the Chief of Police of the Durham Regional Police Service.
- 1.7. “commercial vehicle” means any vehicle designated or operated for the transportation of property or a bus which vehicle or bus exceeds 2.6 m in width or 7 m in length and shall include a tow truck.
- 1.8. "designated parking space" means a parking space provided and identified by an official sign for the exclusive use of a vehicle displaying an accessible parking permit in accordance with the requirements of the Highway Traffic Act.
- 1.9. “driveway” means that portion of a property used to provide vehicular access from a highway to an off-street parking or loading area located on the same lot.
- 1.10. “electric vehicle” means a vehicle that is propelled by one or more electric motors, using electrical energy stored in rechargeable batteries or another energy storage device and is capable of being plugged into an electric vehicle charging station, such as, but not limited to, plug-in battery electric cars, fuel cell battery electric vehicles and plug-in hybrid electric vehicles;
- 1.11. “electric vehicle charging station” also called “ev charging station” means an element in an infrastructure that supplies electric energy for the recharging of electric vehicles;

- 1.12. “electric vehicle parking space” means a parking space designated for the use of electric vehicles while plugged into an electric vehicle charging station, as indicated by official signs;
- 1.13. “emergency vehicle” means an ambulance, a fire department vehicle or a police vehicle.
- 1.14. “fire route” shall mean any private roadway marked as a fire route by fire route signs.
- 1.15. “fire route sign” means a sign displaying the information “no parking” or a symbol in lieu thereof as specified in the Highway Traffic Act and Regulations passed thereunder, and the words “fire route”
- 1.16. “footpath” means a type of thoroughfare that is intended for use by pedestrians.
- 1.17. “heavy vehicle” means a vehicle, object or contrivance for moving loads, having a gross weight, including the vehicle, object or contrivance and load, in excess of five (5) tonnes.
- 1.18. “highway” includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof.
- 1.19. "Highway Traffic Act" means the Highway Traffic Act, R.S.O. 1990, c. H.8, as amended from time to time, any regulations passed in accordance with that Act, and any successor legislation thereto.
- 1.20. “inoperable vehicle” means any vehicle, including a trailer, that appears by reason of its appearance, mechanical condition, or lack of valid licence plates, to be inoperative. A vehicle is an inoperable vehicle if it bears licence plates that are not registered as being attached to that vehicle and/or the licence plate registration is not current and up to date, in accordance with the records of the Ministry of Transportation; **(Amended by By-law 62-2022)**
- 1.21. “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.
- 1.22. “median strip” means the portion of a highway so constructed as to separate traffic travelling in one direction from traffic travelling in the opposite direction by a physical barrier or a raised or depressed paved or unpaved separation area that is not intended to allow crossing vehicular movement.
- 1.23. “motorized snow vehicle” means a self-propelled vehicle designed to be driven primarily on snow.
- 1.24. “motor vehicle” includes 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.
- 1.25. “Municipal Law Enforcement Officer” means a person appointed by the Council of the Town to enforce municipal By-laws.

- 1.26. "municipal property" means property owned or occupied by the Town, any government agency, or any local board thereof.
- 1.27. "official sign" means means a sign or other device placed or erected on a highway or elsewhere pursuant to a By-law or regulation by the authority having jurisdiction. "owner" when used in relation to property means:
- a) the registered owner of the real property;
  - b) the registered owner of a condominium unit, whose consent shall extend only to the control of the unit of which they are the owner and any parking spaces allotted to them by the Condominium Corporation or reserved for their exclusive use in the declaration or description of the property;
  - c) the spouse of a person described in sub-clauses (a) or (b);
  - d) where the real property is included in a description registered under the Condominium Act, 1998, S.O. 1998 c 19 the Board of Directors of the Condominium Corporation; and,
  - e) a person authorized by the owner to act on the owner's behalf for requesting the enforcement of this By-law.
- 1.28. "occasional use parking permit" means a permit issued by the Town to authorize parking on the highway, subject to the conditions of its issuance, for providing exemption to specific parking prohibitions;
- 1.29. "occupant" means:
- a) the tenant of the real property or part thereof whose consent shall extend only to the control of the real property of which they are a tenant and any parking spaces allotted to them under his lease or tenancy agreement;
  - b) the spouse of a tenant;
  - c) a person or a municipality, or a local board thereof, having an interest in the property under an easement or right of way granted to or expropriated by the person, municipality or local board whose consent shall extend only to the part of the property that is subject to the easement or right of way; and,
  - d) a person authorized in writing by an occupant to act on the occupant's behalf for requesting the enforcement of this By-law.
- 1.30. "park/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 merchandise or passengers.
- 1.31. "parking space" means that part of the surface of a roadway designated by signs, painted lined or other markings for the purpose of parking a vehicle.
- 1.32. "pedestrian crossover" means any portion of a roadway at an intersection or elsewhere, distinctly indicated for pedestrian crossing by signs and/or pavement markings and shall include attended and unattended crossings.
- 1.33. "person" includes an individual, sole proprietorship, partnership, unincorporated organization, trust, body corporate, and a natural person in his capacity as trustee, executor, administrator or other legal representative.
- 1.34. "private property" means land that is not Municipal property.
- 1.35. "private roadway" means any road, laneway, ramp or other means of vehicular access to or egress from private of Municipal property and it may include part of a parking lot.

- 1.36. “refreshment vehicle” includes a motor vehicle, trailer or cart, propelled or driven by any kind of power, including muscular power which is used for the storage, preparation or sale of food or drink intended for consumption by the public.
- 1.37. “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.
- 1.38. “roundabout” means a form of an intersection that accommodates traffic flow in a counter clockwise direction around a centre island and has raised median islands at the approaches.
- 1.39. “school bus loading zone” means the part of a highway designated by official signs for the purpose of discharging and receiving passengers;
- 1.40. “school purpose vehicle” means, for the purpose of this By-law;
- a) a school bus as defined in the Highway Traffic Act;
  - b) a station wagon, van or bus, operated by or under contract with a school board or other authority in charge of a school including vehicles which are used as transportation service providers to persons with a disability.
- 1.41. “shoulder” means the part of the highway immediately adjacent to the travelled portion of the roadway and having a surface which has been improved for the use of vehicles.
- 1.42. “sidewalk” means the part of the highway set aside for the use of pedestrians or used by the general public for the passage of pedestrians, and includes multiuse trails.
- 1.43. “stand/standing” when prohibited, means the halting of a vehicle, even momentarily, whether occupied or not, except for the purpose of and while actually engaged in receiving or discharging passengers.
- 1.44. “stop/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 police officer or of a traffic control sign or signal.
- 1.45. “Town” means the Corporation of the Town of Ajax.
- 1.46. “tow truck” means a vehicle equipped to hoist and pull any motor vehicle to another location or to recover a motor vehicle that is no longer on a drivable surface.
- 1.47. “traffic” means and includes pedestrians, ridden or herded animals, vehicles and other conveyances, either singly or together, while using any highway for purposes of travel.
- 1.48. “traffic circle” means a form of an intersection that accommodates traffic flow in a circular direction around a centre island.
- 1.49. “traffic control signal” means any device, manually, electrically or mechanically operated for the regulation or control of traffic.
- 1.50. “U-turn” means the turning of a vehicle within a roadway so as to proceed in the opposite direction.

- 1.51. "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.

## **2. GENERAL PROVISIONS**

- 2.1. Where any expression of time occurs or where any hour or other period of time is stated, the time referred to shall be standard time except in periods when daylight saving time is in effect, in which periods it shall be daylight saving time.
- 2.2. The Director of Operations and Environmental Services, or their designate, is authorized to place or erect and to maintain such signs as are required to give effect to the provisions of this By-law.
- 2.3. The Director of Operations and Environmental Services, or their designate, is authorized to issue permits for the movement on highways under the jurisdiction of the Town of heavy vehicles, loads, objects or structures which are in excess of the dimensional limits set out in Section 109 of the Highway Traffic Act or the weight limits set out in Part VIII of the Highway Traffic Act.
- 2.4. No person shall place, maintain or display on any highway, any sign, marking or device, which purports to be or is an imitation of or resembles an official sign.
- 2.5. The Chief of Police, or their designate, and the Director of Operations and Environmental Services, or their designate, are hereby authorized to erect or place temporary "No Parking" or "No Stopping" signs on any highway.
- 2.6. The schedules referred to in this By-law shall form part of this By-law and each entry in a column of such schedule shall be read in conjunction with the entries across therefrom and otherwise.
- 2.7. If a court of competent jurisdiction declares any provision, or any part of a provision, of this By-law to be invalid, or to be of no force and effect, it is the intention of Council in enacting this By-law, that each and every other provision of this By-law authorized by law, be applied and enforced in accordance with its terms to the extent possible according to law.
- 2.8. All dimensions in this By-law are metres (m) or centimetres (cm) unless otherwise indicated.
- 2.9. All references to Zones in this By-law shall mean the Zones established and identified in the Town's Zoning By-law.

## **3. ENFORCEMENT**

- 3.1. The provisions of this By-law shall be enforced by the Chief of Police or their designate and/or a Municipal Law Enforcement Officer.

## **4. GENERAL RULES**

- 4.1. No person shall drive a vehicle upon a sidewalk or footpath except for the purpose of directly crossing the sidewalk or footpath at a driveway.
- 4.2. No person shall on any highway drive any vehicle over any raised curb.
- 4.3. Where U-turns are not prohibited, such turns shall be made only where it can be made in safety and without interfering with other traffic.

- 4.4. No person shall, except under the direction of a police officer, drive a vehicle on a highway between the vehicles comprising a funeral or other procession recognizable as such by the display of pennants or other identifying insignia, while the vehicles comprising such procession are in motion.
- 4.5. Unless authorized by the Town, no person shall drive any vehicle on municipal property except upon the roadways therein designed for vehicular use.
- 4.6. No person shall obstruct, encumber, injure or foul any highway or bridge by any means whatsoever.
- 4.7. No person shall obstruct any ditch or any culvert upon any highway by any means whatsoever.
- 4.8. No person shall drive any vehicle in a roundabout other than in a counter clockwise direction.
- 4.9. No person shall drive any vehicle in a traffic circle other than in a counter- clockwise direction, with the exception of emergency vehicles, transit vehicles and vehicles with a wheel base of a single unit truck or longer, when safe to do so.
- 4.10. No person shall make or convey an offer of a tow truck while that person is within 200 metres of;
  - a) the scene of an accident or apparent accident; or,
  - b) a vehicle involved in an accident on any highway.
- 4.11. No person shall approach with a tow truck, or park or stop a tow truck on a highway within 200 metres of;
  - a) the scene of an accident or apparent accident; or,
  - b) a vehicle involved in an accident.
- 4.12. Sections 4.10 and 4.11 do not apply to a person who is at the scene of the accident at the request of a police officer, a fire fighter, a person involved in highway maintenance or a person involved in the accident.

## **5. ACCESSIBLE PARKING PERMITS**

- 5.1. No person shall park, stop or stand a vehicle in a designated parking space, or be entitled to the benefit of an exemption under this By-law, unless the vehicle is displaying a valid accessible parking permit and the vehicle is being operated by or is conveying the person with a disability to whom the accessible parking permit has been issued.
- 5.2. No person shall park, stop or stand a vehicle in a designated parking space unless the valid accessible parking permit is properly displayed with the identification number and expiration date clearly visible.
- 5.3. No person who owns or operates a parking lot or other parking facility to which the public has access shall require a driver or operator of a vehicle which displays an accessible parking permit in accordance with the Highway Traffic Act and this By-law, to pay an amount in excess of the normal fee paid by other users of the same parking lot or parking facility.
- 5.4. No person who owns or operates a parking lot or parking facility to which the public has access, shall prevent the use of designated parking spaces by disabled persons, by using the designated parking space for the storage of any item, including but not limited to, to snow or debris.

- 5.5. No person who owns or operates a parking lot or parking facility to which the public has access, shall prevent access by disabled persons to sidewalk areas and other facilities.
- 5.6. Every owner of private property shall ensure that a designated parking space for the exclusive use of vehicles displaying an accessible parking permit in accordance with the requirements of the Highway Traffic Act and this By-law shall have the dimensions and characteristics, and be located as follows:
  - a) Located with sufficient clearance around the vehicle, in terms of other vehicles or obstructions, such as light standards, waste receptacles, etc. to permit free access by wheelchair, and
  - b) Identified by an official sign required by the Highway Traffic Act regulations. This sign shall be mounted with the base of the sign a minimum of 1.7 metres (5.6 feet) above ground level, and at a maximum of 2.0 metres (6.6 feet) above ground level.

## **6. GENERAL STOPPING AND PARKING REGULATIONS**

### Right Side of Road Parking

- 6.1. No person shall park any vehicle on any highway except as follows:
  - a) where there is a curb, on the right side of the travelled portion of the highway with its right front and rear wheels parallel to and not more than 15 cm distance from such curb;
  - b) where there is no 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 or over a sidewalk, footpath or boulevard;

### Left Side of Road Parking

- 6.2. Where parking is permitted on the left hand side of the travelled portion of a highway designated for one-way traffic, no person shall park any vehicle on the left side of the highway except as follows:
  - a) where there is a curb, on the left side of the travelled portion of the highway, with its left front and rear wheels parallel to and not more than 15 cm distance from such curb;
  - b) where there is no curb, with the left front and rear wheels parallel to and as near to the left hand limit of the highway as is practicable without stopping or parking on or over a sidewalk, footpath or boulevard.

### Refreshment Vehicle

- 6.3. Any person who operates a refreshment vehicle shall not stop the vehicle on any part of the highway lying between any two intersecting highways for more than ten minutes at any one location.
- 6.4. No person shall stop or permit to remain stopped, a refreshment vehicle on any highway unless parking is permitted, and the person shall be governed by the regulations specified in relation to the location.
- 6.5. No person operating a refreshment vehicle shall park or permit the vehicle to remain parked in such a manner as to obstruct traffic.
- 6.6. No person shall sell or offer for sale anything from a refreshment vehicle on highway except from the side of such vehicle facing a boulevard.

- 6.7. No person shall sell or offer for sale anything from a refreshment vehicle on municipal property without having received express written consent from the Town or the government agency having control of such property.

#### Parking Within Space

- 6.8. Where parking spaces are designated by lines painted on the roadway, no person shall;
- a) Park any vehicle except wholly within an area designated as a parking space; or
  - b) Park any vehicle so as to occupy more than one parking space; or
  - c) Park any vehicle in such manner as will prevent other persons from utilizing parking spaces or obstruct the flow of traffic.

### **7. STOPPING OFFENCES**

- 7.1. No person shall on any highway stop any vehicle;
- a) on or over a sidewalk or footpath;
  - b) within an intersection, or pedestrian crossover, or roundabout;
  - c) in such a manner as to interfere with the movement of traffic on the highway;
  - d) in such a manner as to interfere with the clearing of snow from the highway;
  - e) while inclement weather road clearing operations are occurring, including salting, sanding or de-icing measures, or when snow is being ploughed or removed from any Highway in the Town;
  - f) on the roadway alongside of any stopped or parked vehicle;
  - g) upon any bridge or elevated structure or within any tunnel or underpass;
  - h) on any median strip separating two roadways or adjacent to either side or ends of such median strip;
  - i) alongside or across the highway from any excavation or obstruction in the roadway whereby the free flow of traffic would be impeded;

#### Authority to Designate No Stopping Zone

- 7.2. Without limiting the generality of Section 7.1 official signs may be erected prohibiting the stopping of a vehicle on a highway in any of the following places;
- a) within 30 m of a pedestrian crossover
  - b) in a school bus loading zone, other than a school purpose vehicle;
  - c) at any time or between the hours and on the days set out on the official signs on one or both sides of a highway which is immediately adjacent to a school;
  - d) within 3 m of a school driveway.

### **8. PARKING OFFENCES**

- 8.1. No person shall on any highway park any vehicle:
- a) in front of or within 1.25 m of a driveway or private roadway so as to obstruct vehicles in the use of a driveway or private roadway;
  - b) within 3 m of a point on the curb or edge of the roadway adjacent to any fire hydrant;

- c) within 15 m of an intersecting roadway;
- d) for the purpose of displaying a vehicle for sale;
- e) for the purpose of washing, greasing or repairing the vehicle;
- f) within a distance of 4 m of the tracks of any railway other than a street railway;
- g) within 15 m of the nearest rail of a level railway crossing;
- h) in such a position as will prevent the removal of any other vehicle previously parked;
- i) for a period in excess of 3 hours unless otherwise indicated by official signs, or a valid occasional use parking permit has been issued for such vehicle, and has not expired or been revoked or cancelled;
- j) on or over any boulevard;
- k) Notwithstanding Section 8.1 j), in a Residential Zone, not including Multiple Residential Zones, on or over a boulevard, outside the limits of the apron;
- l) between the hours of 1:00 a.m. and 5:00 a.m., unless a valid occasional use parking permit has been issued for such vehicle, and has not expired or been revoked or cancelled;
- m) on an apron in such a manner that any portion of the vehicle encroaches onto or hangs over the travelled portion of the roadway;
- n) that is an inoperable vehicle;
- o) within 3 metres of a community mailbox unless actively utilizing that mailbox;
- p) within 1 metre of a depressed curb that permits pedestrian access from a sidewalk to the roadway;
- q) that leaks fluid on any part of the highway;
- r) within or blocking a secondary emergency access route;
- s) at a bus stop, other than a bus using the bus stop.

#### Authority to Designate No Parking Zone

- 8.2. Without limiting the generality of Section 8.1 official signs may be erected prohibiting the parking of a vehicle on a highway in any of the following places:
- a) on one or both sides of a highway or portion of a highway which is immediately adjacent to property on which a fire hall is located and/or within a distance of 30 m of such property on one or both sides of the highway;
  - b) is immediately adjacent to a park or playground;
  - c) within the turning basin of a cul-de-sac;
  - d) within 15 m of the end of a roadway on a dead end highway;
  - e) on the inside radius of a curb, with a radius of less than or equal to 15;
  - f) on the travelled portion of a roadway other than a cul-de-sac where the roadway within is 6 m or less;
  - g) on or within 100 m of a bridge over, under or across which a highway passes;
  - h) within 6 m of a point at the edge of the roadway and nearest to a public entrance to a hotel or a theatre while the theatre is open to the public;

- i) within a distance of 3 m of the depressed curb of the secondary emergency access route;
- j) other than a bus within a distance of up to 18 m in advance of or 30 m beyond any point designated by an official sign or signs as a bus stop.
- k) within a distance of up to 30 m in advance of or 30 m beyond any point identified as a location for the installation of current or future traffic calming measures. **(Amended by By-law 43-2022)**

#### Occasional Use Parking Permit

- 8.3. An Occasional Use Parking Permit is issued as an exemption to subsection 8.1(i) and 8.1(l), and shall not exempt the vehicle from any other subsections listed in this By-law, and shall not exempt the vehicle from any provision of this By-law if it has been revoked, or suspended by the Town, or the 24hr period has lapsed.

#### Parking on Private Property

- 8.4. No person shall park or leave any vehicle on private property:
- a) without the consent of the owner or occupant of the property;
  - b) on/over a footpath on private property;
  - c) in a drive aisle;
  - d) except wholly within a parking space;
  - e) so as to occupy more than one parking space.
- 8.5. For purposes of Section 8.4 subsection (a), where one of more official signs have been posted on the private property, stating conditions on which a motor vehicle may be parked or left or prohibiting the parking of a motor vehicle on the private property, parking contrary to such conditions or prohibitions, the vehicle shall be deemed to have been parked or left without consent.

#### Parking on Municipal Property

- 8.6. No person shall park or leave any vehicle on municipal property:
- a) Without the consent of the owner or occupant of the property;
  - b) on/over a footpath on municipal property;
  - c) in a drive aisle;
  - d) except wholly within a parking space;
  - e) so as to occupy more than one parking space;
  - f) Where official signs to that effect are displayed, unless a Waterfront Paid Parking Permit has been obtained for the vehicle, and it has not elapsed, at any time in between May 15 and September 15, between the hours of 8:30 am and 9:00 pm, Saturdays, Sundays and Holidays, in the parking lots illustrated in Schedule 26. **(Amended by By-law 24-2021)**
- 8.7. For purposes of Section 8.6 subsection (a), where one of more official signs have been posted on municipal property, stating conditions on which a motor vehicle may be parked or left or prohibiting the parking of a motor vehicle, parking contrary to such conditions or prohibitions, the vehicle shall be deemed to have been parked or left without consent.
- 8.8. No person shall park or leave any vehicle on Municipal Property in an electric vehicle parking space without being actively connected to an electric vehicle charging station.

### Parking on Fire Routes

- 8.9. Where official signs to that effect are displayed, no person shall park a vehicle along or on a fire route, or so that any part of a vehicle is located within the fire route.
- 8.10. Official signs as designated shall be installed along the route at a maximum distance of 30 metre intervals or closer if required by Fire and Emergency Services.
- 8.11. The private roadways, at the locations as set out in Schedule 21 to this By-law are designated as fire routes.
- 8.12. Site plans or sketches of the fire routes may be made part of Schedule 21.
- 8.13. Fire routes designated by this By-law shall be indicated by fire route signs erected and maintained, in a good state of repair, by the owner or occupant or the property.

### **9. STOPPING RESTRICTIONS AND PROHIBITIONS**

- 9.1. Where official signs to that effect are displayed, no person shall stop a vehicle on any highway at any time in the areas illustrated in Schedule 1.
- 9.2. Where official signs to that effect are displayed, no person shall stop a vehicle on any highway at the side and between the limits set out in Columns 1, 2 and 3 of Schedule 2 to this By-law during the times or days set out in Column 4 or where temporary “no stopping” signs have been erected pursuant to Section 2.5.

### **10. PARKING RESTRICTIONS AND PROHIBITIONS**

- 10.1. Where official signs to that effect are displayed, no person shall park a vehicle on any highway at any time in an area illustrated in Schedule 1.
- 10.2. Where official signs to that effect are displayed, no person shall park a vehicle on any highway at the side and between the limits set out in Columns 1, 2 and 3 of Schedule 3 of this By-law during the times or days set out in Column 4 or where temporary “no parking” signs have been erected pursuant to Section 2.5.
- 10.3. Where official signs to that effect are displayed, no person shall park a vehicle on any highway at the side and between the limits set out in Columns 1, 2 and 3 of Schedule 23 to this By-law during the times or days set out in Column 4, for a longer period than that set out in Column 5.
- 10.4. Where official signs to that effect are displayed, no person shall park a vehicle on any highway unless a Waterfront Paid Parking Permit has been obtained and has not elapsed, at any time in between May 15 and September 15, between the hours of 8:30 am and 9:00 pm, Saturdays, Sundays and Holidays, in the areas illustrated in Schedule 24. **(Amended by By-law 24-2021)**
- 10.5. Where official signs to that effect are displayed, no person shall park a vehicle on any highway at any time in between May 15 and September 15, between the hours of 8:30 am and 9:00 pm, Saturdays, Sundays and Holidays, in the areas illustrated in Schedule 25, unless the vehicle has been registered by the local area resident. **(Amended by By-law 24-2021)**

## **11. BOULEVARD PARKING**

- 11.1. Notwithstanding the provisions of Section 6.1, Section 8.1(j) and Section 8.1 (k) boulevard parking is permitted on highways at the sides and between the limits on the days and times set out in Columns 1, 2, 3 and 4 of 5 of Schedule 4 to this By-law.

## **12. ONE-WAY HIGHWAYS**

- 12.1. The highways set out in Column 1 of Schedule 5 to this By-law between the limits set out in Column 2 of the said Schedule, during the times or days set out in Column 3 of the said Schedule, are hereby designated for one-way vehicular traffic only in the direction set out in Column 4 of the said Schedule.
- 12.2. The highways set out in Column 1 of Schedule 7 to this By-law having been divided into clearly marked lanes for vehicular traffic between the limits set out in Column 2 of the said Schedule, each of the said lanes indicated in Column 3 of the said Schedule, during the times or days set out in Column 4 of the said Schedules hereby designated for vehicular traffic moving in the particular direction set out in Column 5 of the said Schedule and such designation shall be indicated by an official sign or by a traffic control signal.
- 12.3. The intersections set out in Column 1 of Schedule 6 to this By-law are hereby designated for one-way vehicular traffic only in the direction set out in Column 2 of the said Schedule, during the times or days set out in Column 3 of the said Schedule.

## **13. TURNING MOVEMENTS PROHIBITED**

- 13.1. Where official signs to that effect are displayed, no vehicle in any intersection or portion of highway set out in Column 1 of Schedule 8 to this By-law proceeding in the direction or emerging from a property set out in Column 2 of the said Schedule, shall be turned in the direction set out in Column 3 of the said Schedule, during the times or days set out in Column 4 of the said Schedule.
- 13.2. Where official signs to that effect are displayed, no person operating a vehicle shall at any time make a U-turn at the locations set out in Column 1 of Schedule 9 to this By-law while travelling in the direction set out in Column 2 of the said Schedule.

## **14. THROUGH HIGHWAYS**

- 14.1. The Highways set out in Schedule 15 to this By-law, are, except as provided in Section 14.2 of this section, hereby designated as through highways for the purposes of The Highway Traffic Act.
- 14.2. The designation in Section 14.1 of this By-law of a highway or portion of highway as a through highway shall not include any intersection thereon where the highway intersected is a King's highway or where traffic control signals are installed.

## **15. STOP SIGNS**

- 15.1. The erection of stop signs is hereby authorized at each of the intersections set out in Schedule 16 of this By-law.

## **16. YIELD SIGNS**

- 16.1. The erection of yield right-of-way signs is hereby authorized at each of the Intersections set out in Schedule 17 of this By-law.

## **17. RATE OF SPEED**

- 17.1. No person shall drive a vehicle at a rate of speed greater than 50 km/h unless otherwise posted.
- 17.2. Where any highway or portion of a highway set out in Schedules 10, 11, 12, 13, or 14 of this By-law, is signed in compliance with regulations under the Highway Traffic Act, the maximum rate of speed thereon shall be the rate of speed prescribed in the said Schedule.
- 17.3. Community safety zones are established where an official sign to that effect has been posted on any highway set out in Column 1 of Schedule 22 between the limits set in Column 2, during the time of day set out in Column

## **18. PEDESTRIAN CROSSOVERS**

- 18.1. The Roadways set out in Column 1 of Schedule 18 to this By-law, at the locations set out in Column 2 of the said Schedule, are designated as such as prescribed by the regulations made under The Highway Traffic Act.

## **19. HEAVY TRAFFIC**

- 19.1. Where official signs to that effect are displayed, a heavy vehicle is prohibited on highways or parts of highways set out in Column 1 of Schedule 19 to this By-law.
- 19.2. The provisions of subsection 19.1 of this section shall not apply to the use of said highways or parts of highways for deliveries to or removals from any premises abutting thereon which cannot be reached except by way of a highway or a portion of highway referred to in the said section or to prohibit the use of such vehicles for such purpose, provided that in making such delivery or collection, the said highway or portion of highway is travelled only insofar as is avoidable in getting to and from such premise.
- 19.3. Where official signs to that effect are displayed and subject to the Highway Traffic Act there shall be a reduced load period in effect from the 1st day of February to the 31st day of May inclusive, in each and every year, and no person shall on any highway or part of a highway affected, operate or draw any vehicle having a weight which is in contravention of the Highway Traffic Act.
- 19.4. Notwithstanding the provisions of any other section of this By-law, no person shall park any commercial vehicle or heavy vehicle on any highways or parts of highways set out in Column 1 of Schedule 19 to this By-law, unless the commercial vehicle or heavy vehicle is actually engaged in the loading and unloading, delivery and receipt of goods, wares, merchandise or passengers to adjacent premises.

## **20. SCHOOL BUS LOADING ZONES**

- 20.1. Where official signs to that effect are displayed, the highways or portions of highways set out in Column 1 of Schedule 20 to this By-law, on the side of the highway set out in Column 2 of the said Schedule between the limits set out respectively in Columns 3 and 4 of the said Schedule are hereby designated as school bus loading zones.

## **21. PENALTIES**

- 21.1. Every person who contravenes any of the provisions of this By-law is guilty of an offence and upon conviction, is liable to a fine for each offence, exclusive of costs, as prescribed by the Provincial Offences Act R.S.O. 1990, c. P.33.

- 21.2. Any person may, upon presentation of a parking infraction notice issued by The Chief of Police, or his designate, or a Municipal Law Enforcement Officer alleging commission of a stopping, parking or standing offence, pay out of court within 7 days, from the date of issue of said parking infraction notice, the early payment penalty set out on the Part II Parking Infraction, and upon such payment no further proceedings shall be taken in respect of the said parking infraction notice.
- 21.3. For the purposes of this By-law, where a licence plate issued pursuant to the Highway Traffic Act is exposed on a vehicle, the holder of the permit corresponding thereto shall be deemed to be the owner of that vehicle and if said vehicle is stopped, parked or standing in contravention of this By-law, the owner shall be guilty of an offence, unless they can prove to the satisfaction of the court, that the number plate was exposed thereon without their consent, express or implied.
- 21.4. A Police Officer or a Municipal Law Enforcement Officer employed by the Town, upon discovery of any vehicle stopped, standing or parked in contravention of this By-law, may cause said vehicle to be moved or taken to 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.
- 21.5. No person shall hinder or obstruct, or attempt to hinder or obstruct, any person who is exercising a power or performing a duty pursuant to this By-law.

## **22. APPLICATION**

- 22.1. This By-law applies to all highways under the jurisdiction of the Corporation of The Town of Ajax, and where applicable to municipal and private property.
- 22.2. This By-law shall not, if compliance therewith would be impracticable, apply to;
- a) Emergency vehicles or public utility vehicles actively engaged in the provision of an emergency response or public service duty; or
  - b) Vehicles actually engaged in works undertaken for or on behalf of any municipal corporation; or
  - c) Vehicles actually forming part of a funeral procession for as long as may reasonably be required for the purpose of such funeral.
  - d) Vehicle is stopped, parked or standing in contravention of this By-law, the owner shall be guilty of an offence, unless they can prove to the satisfaction of the court, that the number plate was exposed thereon without their consent, express or implied.
- 22.3. A Police Officer or a Municipal Law Enforcement Officer employed by the Town, upon discovery of any vehicle stopped, standing or parked in contravention of this By-law, may cause said vehicle to be moved or taken to 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.
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  - a) Emergency vehicles or public utility vehicles actively engaged in the provision of an emergency response or public service duty; or
  - b) Vehicles actually engaged in works undertaken for or on behalf of any municipal corporation; or
  - c) Vehicles actually forming part of a funeral procession for as long as may reasonably be required for the purpose of such funeral.

**24. REPEAL**

- 24.1. This By-law shall come into force and By-law 5-2004, as amended, shall be repealed on the date that the set fines are approved pursuant to the Provincial Offences Act.
- 24.2. After the date of the passing of this By-law, By-law Number 5-2004, as amended, shall apply only to those enforcement proceedings which had been initiated prior to the date this By-law is enacted, and then only until such enforcement proceedings have been concluded.

READ a first and second time this  
Sixteenth day of November, 2020.

READ a third time and passed this  
Sixteenth day of November, 2020.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Acting D-Clerk

TRAFFIC BY-LAW 45-2020

LIST OF SCHEDULES

<u>NUMBER</u>	<u>SCHEDULE</u>
1	No Stopping and No Parking Anytime (illustrated map)
2	No Stopping Specified Time, Day
3	No Parking Specified Time, Day
4	Permitted Boulevard Parking
5	One-way Streets
6	One-Way Traffic Intersection (Roundabouts)
7	One-way Traffic Lanes
8	Prohibited Turns
9	Prohibited "U" Turns
10	Maximum Rate of Speed - 40 km/h
11	Maximum Rate of Speed - 50 km/h
12	Maximum Rate of Speed - 60 km/h
13	Maximum Rate of Speed - 70 km/h
14	Maximum Rate of speed - 80 km/h
15	Through Highways
16	Stop Signs
17	Yield Right of Way Signs
18	Pedestrian Crossovers
19	Heavy Traffic Prohibited
20	School Bus Loading Zones
21	Fire Routes
22	Community Safety Zone
23	Parking for Restricted Periods