

THE CORPORATION OF THE TOWN OF LINCOLN

BY-LAW NO. 05-90

A BY-LAW TO REGULATE PARKING IN MUNICIPAL  
PARKING LOTS IN THE TOWN OF LINCOLN

WHEREAS Section 11 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that Councils of lower tier municipalities may pass by-laws respecting matters pertaining to parking in places other than highways;

AND WHEREAS the Council of the Corporation of the Town of Lincoln deems it expedient to enact a by-law to regulate parking in designated Municipal Parking Lots within the geographical limits of the Town of Lincoln;

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWN OF LINCOLN ENACTS AS FOLLOWS:

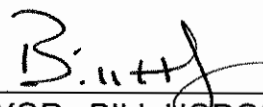
1. In this By-law
  - (a) "Heavy Vehicle" means a Vehicle that has a registered Gross Vehicle Weight of 3,500 kilograms or greater, or a length of 6.5 metres or greater.
  - (b) "Motor Vehicle" has the same meaning as in the Highway Traffic Act, R.S.O. 1990, Chapter H.8.
  - (c) "Municipal Parking Lot" means the lands hereinafter designated as Municipal Parking Lots.
  - (d) "Officer" includes a Provincial Offences Officer, Police Officer, Municipal By-law Enforcement Officer or other person appointed or employed by the Town for the enforcement of by-laws;
  - (e) "Park" means the standing of a vehicle, whether occupied or not.
  - (f) "Trailer" has the same meaning as in the Highway Traffic Act, R.S.O. 1990, Chapter H.8.
  - (g) "Vehicle" has the same meaning as in The Highway Traffic Act, R.S.O. 1990, Chapter H.8.
2. The lands designated and detailed in Schedule "A", attached hereto and forming part of this by-law, are hereby established as Municipal Parking Lots where persons may Park Vehicles in accordance with indicated pavement markings or designations and in accordance with the provisions of this By-law.
3. No person shall Park a Vehicle in a Municipal Parking Lot except in a space marked or designated for the parking of Vehicles and no person shall Park a Vehicle such that the Vehicle occupies more than one marked or designated space.
4. No person shall Park a Heavy Vehicle in a Municipal Parking Lot.
5. No person shall Park a Trailer in a Municipal Parking Lot unless that Trailer is being drawn by a Motor Vehicle.
6. No person shall drive or operate a Vehicle in a Municipal Parking Lot at a rate of speed greater than 15 kilometres per hour.

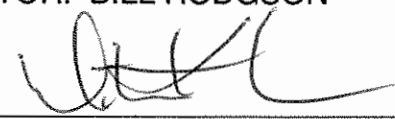
7. When properly worded signs have been erected and are on display in a Municipal Parking Lot, no person shall Park any Vehicle for a period of time in excess of two (2) hours on any Monday, Tuesday, Wednesday, Thursday or Friday between the hours of 9:00 a.m. and 6:00 p.m. local time.
8. Every Person shall comply with every lawful notice or order or direction given by an Officer with respect to a Municipal Parking Lot.
9. Every Person who contravenes any provision of this By-law is guilty of an offence and upon conviction, is liable to a fine or penalty as provided for in the Provincial Offences Act, R.S.O. 1990, c. P.33, as amended.
10. An Officer, upon discovery of any Vehicle Parked or left in contravention of any of the provisions of this By-law, may cause it to be moved or taken to and placed or stored in a suitable place and all costs and charges for removing, care and storage thereof, if any, shall be a lien upon such vehicle and may be enforced in the manner provided for by law.
11. Any person who contravenes any provisions of the sections or subsections of this By-law and who wishes to make a voluntary payment pursuant to the By-law, may pay the amount set out in Schedule "B", attached hereto and forming part of this By-law, such amount to be payable in lawful money of Canada, and all such penalties are exclusive of costs.
12. Any Person may, upon presentation of a parking infraction notice at the office listed on such notice issued alleging the commission of any offence provided for in this By-law, pay out of court within seven (7) days exclusive of Saturdays, Sundays and Statutory Holidays from the date of issue of the said notice, the specific penalty provided for the offence by this By-law at the said office, and upon such payment, no further proceedings shall be taken under this By-law in respect of the said offence alleged in the notice.
13. Should any section, clause or provision of this By-law be held by a court of competent jurisdiction to be invalid, the validity of the remainder of this By-law shall not be vitiated.
14. Where a form of words or expression are prescribed in this By-law, deviations therefrom not affecting the substance or calculated to mislead do not vitiate them.
15. This by-law shall come into force and take effect on the date of final passing

BY-LAW read a FIRST time this 7<sup>th</sup> day of November, 2005.

BY-LAW read a SECOND time this 7<sup>th</sup> day of November, 2005.

BY-LAW read a THIRD time and FINALLY PASSED this 7<sup>th</sup> day of November, 2005.

  
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MAYOR: BILL HODGSON

  
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CLERK: WILLIAM J. KOLASA

Town of Lincoln  
By-law No. 05-90

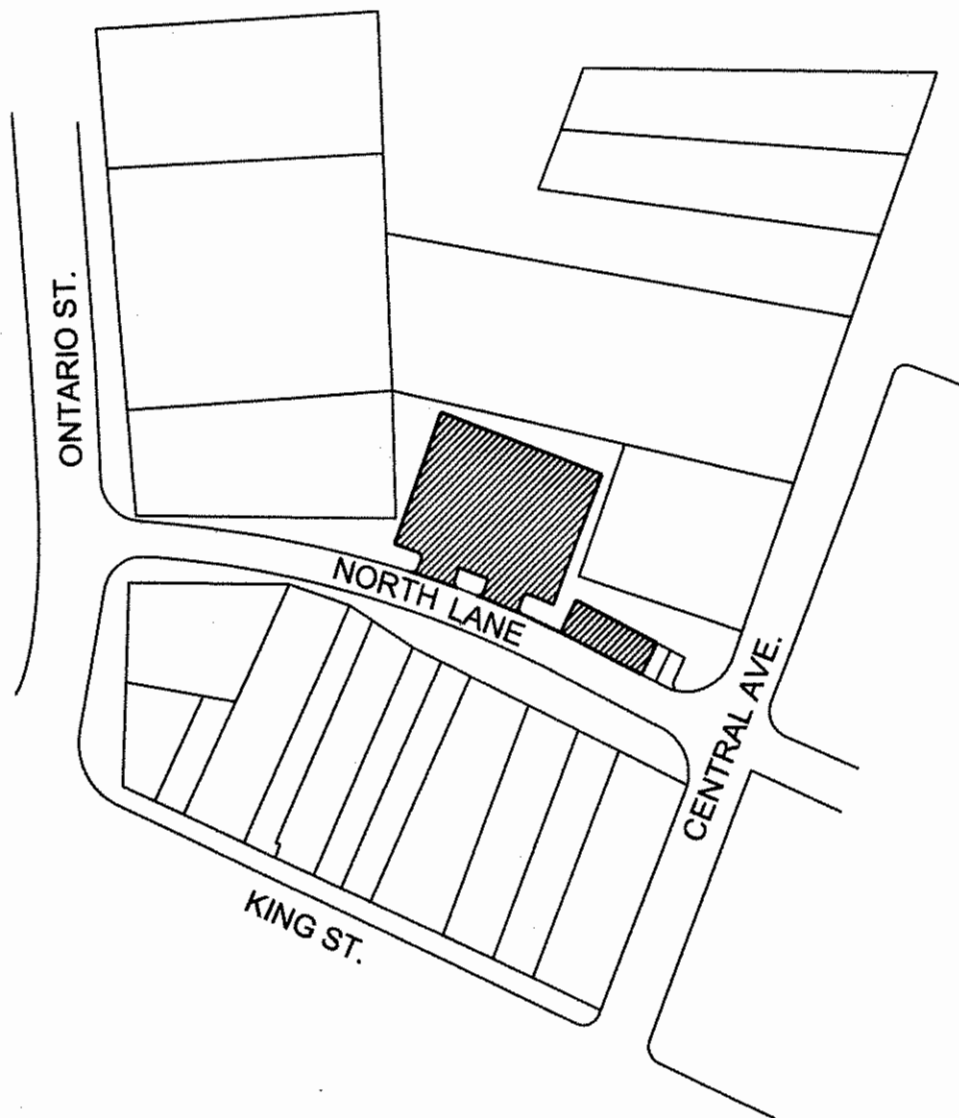
Schedule "A"

Designated Municipal Parking Lots

Designated Municipal Parking Lot (see Mapping for detail)	Municipal Address	Description
A-1	North Lane	William F. Rannie Square Parking
A-2	4285 Mountain Street	Bennet Hall Parking (rear, off Hixon St.)

- N.B.*
- 1. Mapping attached hereto forms part of this Schedule "A".*
  - 2. Description provided for convenience only.*

BY-LAW No 05-90 SCHEDULE "A-1"  
WILLIAM F. RANNIE SQUARE/NORTH LANE  
PARKING LOT



TOWN OF LINCOLN

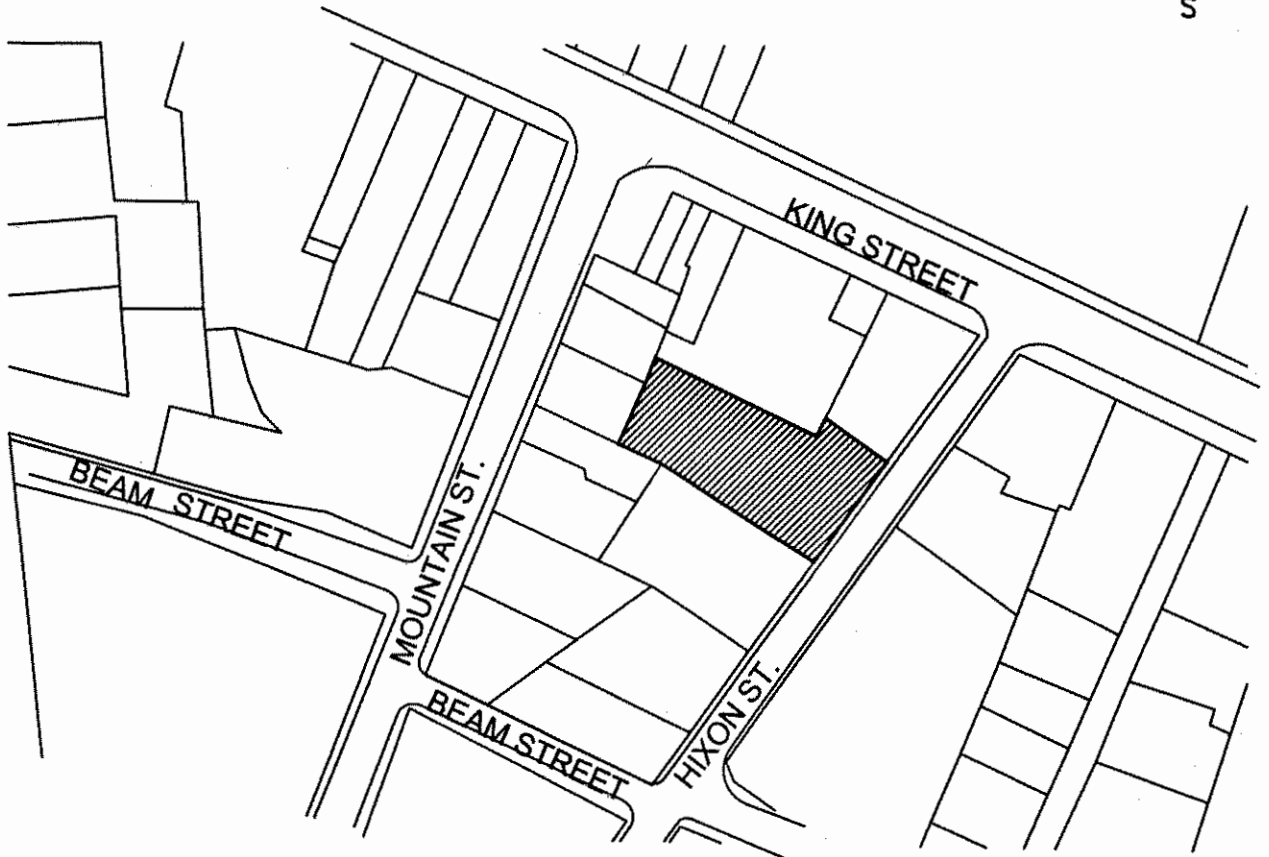
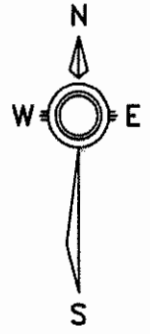


Date: Nov. 1, 2005  
Scale: NTS  
Dr. By: D.M

BY-LAW No 05-90 SCHEDULE "A-2"

BENNET HALL

PARKING LOT



TOWN OF LINCOLN



Date: Nov. 1, 2005

Scale: NTS

Dr. By: D.M

Town of Lincoln  
Part II Provincial Offences Act  
By-law No. 05-90

Schedule "B"

Item	Column 1 Short Form Wording	Column 2 Provision Creating or Defining Offence	Column 4 Set Fine (\$)
1	Fail to Park in Marked Space	3	20.00
2	Park Heavy Vehicle in Municipal Parking Lot	4	50.00
3	Park for Longer than 2 Hours	7	20.00

Note: The penalty provision for the offences indicated above is Section 9 of By-law 05-90, a certified copy of which has been filed.