

OPP

Enforcement of Haldimand County By-laws



HALDIMAND COUNTY

Building & By-law Enforcement



How to Report By-law Infractions:

Complaints and inquiries can be made by telephone to By-Law Enforcement staff at 905-318-5932, online or in person at a County office. After office hours, complaints regarding noise, parking, open air burning, and discharge firearms can be made by contacting the OPP at 1-888-310-1122. For more information refer to the website.

Haldimand County

By-laws

**Depending on your address, a different by-law
may affect you...**

41/74 Town of Haldimand

13-90 City of Nanticoke

11-79 Town of Dunnville

Three by-laws are used to regulate different functions of the County, each are specific to their areas.

This booklet shall be used as a quick reference guide to by-law regulations set forth by the above by-laws, and enforceable by the Ontario Provincial Police (OPP) when municipal by-law officers are off-hours.

Monday to Friday after 4:30 pm, during weekends, and holidays.

By-Laws included in this reference guide

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Discharge of Firearms

Town of Haldimand By-law #41/74

Being a by-law for prohibiting or regulating the discharge of guns or other firearms in the municipality or in any defined area or areas.

WHEREAS pursuant to the provisions of the Municipal Act RSO 1970 Chapter 284, Section 354 (30), the municipality may prohibit or regulate the discharge of guns or other firearms, air guns and spring guns of any class or type thereof in the Municipality or in any defined area or areas thereof:

AND WHEREAS is deemed expedient to pass such a by-law;

NOW THEREFORE the Council of the Corporation of the Town of Haldimand enact as follows.

1. Except as may be expressly permitted by by-law, no person shall discharge a gun, or other firearms including an air gun, or spring gun in any area of the Town of Haldimand which is zoned residential, commercial, industrial or institutional by any by-law applicable to such area nor within 500 feet of any building situated in any area of the Town of Haldimand however zoned, whether such area is zoned in the manner set out above or otherwise.
2. Every person who contravenes any provision of this by-law shall, for each offence, be liable to a penalty not

exceeded #300.00 exclusive of costs and such penalty shall be recoverable under the Summary of Convictions Acts.

**Discharge a firearm in prohibited area.
Set fine - \$53.75**

Discharge of Firearms

Town of Dunnville By-law #11-79

Being a by-law to prohibit or regulate the discharge of guns or other firearms within defined areas within the limits of the municipality.

WHEREAS The Municipal Act provides that Council of all Municipalities may pass by-laws to prohibit or regulate the discharge of guns or others firearms, air guns, and spring guns, or any class or type thereof in the Municipality of in any defined area of areas thereof;

NOW THEREFORE THE COUNCIL OF THE COPORATION OF THE TOWN OF DUNNVILLE ENACTS AS FOLLOWS;

1. Save as hereinafter provided, it shall be unlawful to discharge, and the discharge of any rifle, gun, firearm, airgun, rifle or gun commonly known as a "B.B" gun is

prohibited within the defined area which is more particularly described as follows:

All and singular that certain parcel or tract of land and premises situate, lying and being in the Town of Dunnville, in the Regional Municipality of Haldimand-Norfolk, formerly in the Township of Moulton, in the County of Haldimand, Province of Ontario, and being composed of:-
Firstly: - The Easterly halves of Lots 19, 20 and 21, in the First Concession from Canborough in the former Township of Moulton and

Secondly: -parts of Lots 19 and 20 in the Second Concession from Canboro, according to registered Plan 78 for the former Township of Moulton; and

Thirdly: - the confines of the former town of Dunnville.

2. The terms of the immediately preceding section shall not be applicable as follows: -
 - a) Upon the application to the Chief of Police, and the necessity thereof being proceed to him, the Chief of Police may in writing permit ay person for particular purpose and for a definite period and for certain restricted area to discharge a rifle, gun or firearm which is otherwise prohibited by this by-law.
 - b) To any member of any branch of Her Majesty's forces under orders of a superior Officer for the discharge of a firearm on a target range in an enclosed building.
 - c) To any member of the Police Forces of the Province in the exercise of their duties.
 - d) To members of an organized rifle club, revolver club, or gun club sponsored by a recognized Service Club or similar organizations, provided the same has been

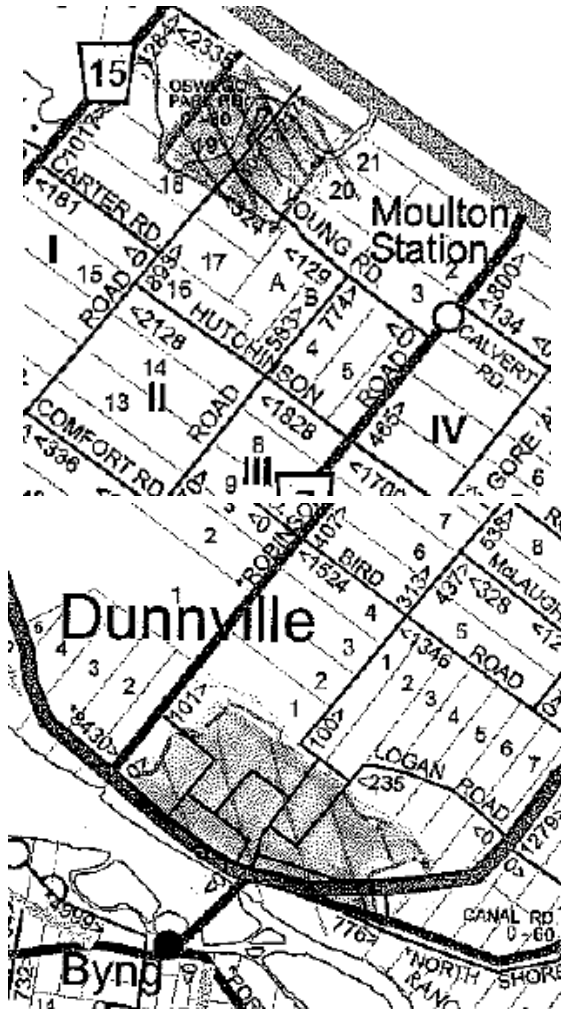
approved by the Attorney General of the Province of Ontario.

e) To a commercial shooting gallery in an enclosed building, provided adequate protection for the public has been arranged for in the appurtenances, equipment and furnishings of the said gallery to the satisfaction of the Chief Constable whose duty it will be from time to time to inspect same, and provided, further, that not arms shall be used other than a .22 calibre rifle.

3. Any person convicted of a breach of any of the provisions of this by-law shall forfeit and pay at the discretion of the convicting Magistrate a penalty not exceeding the sum of \$100.00, exclusive of costs, for each offence and in default of payment of the said penalty and costs forthwith, the said penalty and costs or costs only, may be levied by distress and the same of the goods and chattels of the offender; and in case of there being no distress found out of which such penalty and costs can be levied the convicting Magistrate may commit the offender to the common jail of the Province of Ontario with or without hard labour, for any period not exceeding six calendar months, unless the said penalty and costs (if any) including the costs of the said distress and of the committal of the offender to the said jail are sooner paid.
4. This by-law shall come into force and effect upon the passing thereof.
5. This by-law shall repeal by-law #856 of the Town of Dunnville.

**Discharge a firearm in prohibited area.
Maximum Fine - \$100.00**

Dunnville Map of Prohibited Areas



Discharge of Firearms

City of Naticoke – By-law #38-74

Being a by-law for prohibiting or regulating the discharge of guns or other firearms in the Municipality or in ant defined area or areas.

WHEREAS pursuant to the provisions of the Municipal Act RSO 1970 Chapter 284, Section 354 (30), the municipality may prohibit or regulate the discharge of guns or other firearms, air guns and spring guns of any class or type thereof in the Municipality or in any defined area or areas thereof:

AND WHEREAS it is deemed expedient to pass such a by-law;

NOW THEREFORE the council of the Corporation of the City of Naticoke enact as follows:

1. Except as may be expressly permitted by by-law, no person shall discharge a gun, or other firearm including an air gun or spring gun in any area of the City of Naticoke which is zoned residential, commercial, industrial or institutional by any by-law applicable to such area nor within 500 feet of any building situated in any area of the City of Naticoke however zoned, whether such area is zoned in the manner set out above or otherwise.

2. Every person who contravenes any provision of this by-law shall, for each offence, be liable to a penalty not exceeding \$300.00 exclusive of costs and such penalty shall be recoverable under the Summary Convictions Act.

Read a first and second time this 27th day of September, 1974

By-law #13-90 Discharge of Firearms

Being a by-law to amend by-law #38-74, a by-law prohibiting or regulating the discharge of guns or other firearms in the Municipality or in any defined area of areas.

WHEREAS by-law #38-74 was enacted in accordance with all statutory requirements;

And WHEREAS the Council of the Corporation of the City of Nanticoke deem it necessary to amend the penalty section of the by-law to reflect current legislation.

NOW THEREFORE the Council of the Corporation of the City of Nanticoke enacts as follows:

1. THAT Clause 2 of by-law #38-74 is hereby repealed and the following substituted therefore;
“Every person who contravenes any of the provisions of this By-law is guilty of an offence and on conviction thereof shall forfeit and pay for each such offence, a penalty not exceeded Three Hundred Dollars (\$300.00) exclusive of costs and every such penalty shall be recoverable under the Provincial Offences Act.”
2. This by-law shall come into force and effect on the date of final passing thereof.

PASSED IN OPEN COUNCIL this 30th day of January 1990.

**Discharge a firearm in prohibited area.
Set fine - \$105.00**

Noise

Consolidated Version – August, 2015

By-law 1098/10 Haldimand County – May 31, 2010

Amending By-law 1435/14 – Haldimand County – April, 2014

WHEREAS Section 10 of the *Municipal Act, 2001, S.O. 2001, c.25*, (the Act) provides that a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public,

WHEREAS Section 10 of the Act provides that a single-tier municipality may pass bylaws respecting the social and environmental well-being of the municipality and the health, safety and well-being of persons;

WHEREAS Section 128 of the Act, authorizes a local municipality to prohibit and regulate matters that, in the opinion of Council, are or could become or cause public nuisances;

WHEREAS Section 129 of the Act, authorizes municipalities to prohibit and regulate noise, including requiring permits with conditions, with respect to noise;

WHEREAS Section 391 of the Act, authorizes Council to pass by-laws imposing fees and charges on any class of persons for services or activities provided or done on behalf of it;

WHEREAS Section 429 of the Act, authorizes a municipality to establish a system of fines for offences under a by-law of the municipality;

WHEREAS Section 444(1) of the Act, provides that the municipality may make an order requiring the person who contravened the by-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred to discontinue the contravening activity, and any person who contravenes such an order is guilty of an offence;

WHEREAS the people of Haldimand County expect, and have a right to, an environment free from unusual, unnecessary or excessive sound or which may degrade the quality and tranquility of their life or cause nuisance;

AND WHEREAS a recognized body of scientific and technological knowledge exists by which sound and vibration may be reasonably and accurately measured and substantially reduced.

NOW THEREFORE, the Council of The Corporation of Haldimand County enacts as follows:

PART I – INTERPRETATION AND DEFINITIONS

1. In this by-law all the words which are of a technical nature and are related to sound or vibration or words that are relevant to the implementation and enforcement of this by-law shall have the meanings specified for them in Section 2, herein. In this by-law all the words which are of a technical nature and are related to sound or vibration or words that are relevant to the implementation and enforcement of this by-law and are not defined in Section 2 shall have the meanings specified for them in Publication NPC-101 - *Technical Definitions*.
2. In this by-law,

- (a) "By-law Enforcement Officer" means a person designated by Council as responsible for the enforcement of this by-law.
- (b) "Clearly Audible" means that sound from the source in question is easily perceptible, without undue effort, to a disinterested person with no hearing disability. In addition, any sound that can be shown by valid measurement or acoustical analysis to be 10 dBA or more below the prevailing ambient sound level, in terms of one-hour L_{eq} , shall be deemed to be not clearly audible. Any measurement or analysis shall incorporate the "penalties" for tonal or other characteristics as per Publication NPC-104, where appropriate.
- (c) "Construction" includes erection, alteration, repair, dismantling, demolition, structural maintenance, painting, moving, land clearing, earth moving, grading, excavating, the laying of pipe and conduit whether above or below ground level, street and highway building, concreting, equipment installation and alteration and the structural installation of construction components and materials in any form or for any purpose, and includes any work in connection therewith.
- (d) "Construction Equipment" means any equipment or device designed and intended for use in construction, or material handling, including but not limited to, air compressors, pile drivers, pneumatic or hydraulic tools, bulldozers, tractors, excavators, trenchers, cranes, derricks, loaders, scrapers, pavers, generators, off-highway haulers or trucks, ditchers, compactors and rollers, pumps, concrete mixers, graders, or other material handling equipment.

- (e) "Conveyance" includes a vehicle and any other device employed to transport a person or persons or goods from place to place but does not include any such device or vehicle if operated only within the premises of a person.
- (f) "Council" means the Council of The Corporation of Haldimand County.
- (g) "County" means the Corporation of Haldimand County.
- (h) "Excessive" in reference to barking, howling, whining, squawking or other sound-making by an animal or bird has the same meaning as "persistent".
- (i) "Formula Track" means a closed course containing both left and right hand turns;
- (j) "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 for the passage of vehicles.
- (k) "Inhabitants" mean one or more persons who reside in or who are guests the County.
- (l) "Motor Vehicle" includes an automobile, motorcycle, truck, snowmobile, tractor and any other vehicle propelled or driven otherwise than by muscular power; but does not include the cars of electric or steam railways regulated federally.
- (m) "Motor Vehicle Racing" means the operation of a motor vehicle over a set course, whether in competition with other vehicles, for racing, training, lapping, testing, or instructional purposes, for recreational purposes, or for

any other purpose, and includes any warm up or testing done on the premises in preparation for such operation of a Motor Vehicle.

- (n) "Motorized Conveyance" means a conveyance propelled or driven otherwise than by muscular, gravitational or wind power.
- (o) "Municipality" means the Municipality of the Corporation of Haldimand County.
- (p) "Noise" means unwanted sound. For the purposes of this by-law, sound in excess of the limits or specifically prohibited herein is defined to be noise.
- (q) "Normal Farm Practice" has the same meaning as contained in the *Farming and Food Production Protection Act, 1998*, S.O. 1998, Chapter 1, as amended, or any successor legislation.
- (r) "Off-Road Vehicle" means any vehicle propelled or driven otherwise than by muscular power or wind and designed to travel:
 - i. on not more than three (3) wheels; or
 - ii. on more than three (3) wheels and being of a prescribed class of vehicles under the Off-Road Vehicles Act, R.S.O. 1990, c.O.4, as amended, and the regulations thereto.
- (s) "Oval Track" means a closed course containing only left hand or only right hand turns for vehicles travelling in the same direction;
- (t) **REPEALED- by By-law 1435/14.**

- (u) "Person" includes any corporation duly constituted under the laws of the Federal Government or the Province of Ontario.
- (v) "Place of Worship" means a building dedicated to religious worship and includes a church, synagogue, temple, mosque, monastery or convent.
- (w) "Point of Reception" means any point on the premises of a person where sound or vibration originating from other than those premises is received.
- (x) "Powered Device" means any powered device used in the servicing, maintenance or repair of property except devices driven by muscular power only and snow blowers.
- (y) "Property" means a building or structure or part of a building or structure, and includes the lands appurtenant thereto and all mobile homes, mobile buildings or mobile structures and vacant land.
- (z) "Publication" means a specified publication of the Ministry of the Environment, which is named in Schedule I; a copy of every Publication which is named in Schedule I is attached hereto and is hereby made part of this by-law.
- (aa) "Stationary Source" means a source of sound which does not normally move from place to place and includes the premises of a person as one stationary source, unless the dominant source of sound on those premises is construction or a conveyance.
- (bb) "Straight Line track" means a course without turns.

PART II - ZONES

3. The terms below shall have the meanings indicated:
 - (a) *Quiet Zone* – any property within the municipality used as a hospital, retirement home, nursing home, senior citizens residence, or other similar use, in accordance with the zoning of the property or where the use is legal non-conforming, where such property has been designated a Quiet Zone by Council.
 - (b) *Residential Area* – any property within the municipality which is zoned for residential uses by an applicable zoning by-law or which is used in whole or in part for human habitation, in accordance with the zoning of the property or where human habitation is a legal non-conforming use.

PART III - GENERAL PROHIBITIONS

4. No person shall emit or cause or permit the emission of sound resulting from an act listed herein:
 - (a) Racing of any motorized conveyance other than in a racing event regulated by law.
 - (b) The operation of a motor vehicle in such a way that the tires squeal.
 - (c) The operation of any motor vehicle, off-road vehicle, stationary combustion engine, steam engine or pneumatic device without an effective exhaust or intake sound muffling/attenuating device in good working order and in constant operation. Furthermore, no person shall use a muffler cut-out, straight exhaust, gutted muffler, hollywood muffler, by-pass or similar device upon a motor vehicle.
 - (d) The operation of a vehicle or a vehicle with a trailer resulting in rattling, banging, clanking, grating, grinding, squealing or other like sounds due to maladjustment,

disrepair or inadequate maintenance, or due to bearing or carrying material, articles, or things which are loaded upon such vehicle or trailer in such a manner as to create such sound.

- (e) The operation of an engine or motor in, or on, any motor vehicle or item of attached auxiliary equipment for a continuous period exceeding five minutes, while such vehicle is stationary unless:
- i. the original equipment manufacturer specifically recommends a longer idling period for normal and efficient operation of the motor vehicle in which case such recommended period shall not be exceeded; or,
 - ii. operation of such engine or motor is essential to a basic function of the vehicle or equipment, including but not limited to, operation of ready-mixed concrete trucks, lift platforms and refuse compactors; or,
 - iii. weather conditions justify the use of heating or refrigerating systems powered by the motor or engine for the safety and welfare of the operator, passengers or animals, or the preservation of perishable cargo, and the vehicle is stationary for purposes of delivery or loading; or,
 - iv. the outside temperature is greater than 27 °C or less than 5 °C where idling is necessary for the operation of air conditioning or heating equipment as long as the vehicle is occupied;
 - v. the idling is for the purpose of cleaning and flushing the radiator and associated circulation system for seasonal change of antifreeze, cleaning of the fuel system, carburetor or the like, when such work is performed other than for profit.
 - vi. the vehicle is required to remain motionless because of an emergency, traffic (including congestion and signals), weather conditions, or

- mechanical difficulties over which the driver has no control;
- vii. the vehicle is transporting a person where a medical doctor certifies in writing for medical reasons that a person in the vehicle requires temperature or humidity to be maintained within a certain range, and where the medical note is up-to-date and is kept with the vehicle operator;
 - viii. the vehicle is an armoured vehicle where a person remains inside the vehicle while guarding the contents of the vehicle or while the vehicle is being loaded or unloaded;
- (f) The operation of a bell, horn, siren or other warning device on a motor vehicle, motorcycle, bicycle or other vehicle of whatsoever kind, except where required or authorized by law or in accordance with good safety practices.
 - (g) The operation of any item of construction equipment without effective engine exhaust muffling devices in good working order and in constant operation.
 - (h) The use or operation of any drum, horn, bell, siren, radio, mechanical loudspeaker, electronic sound system, or other sound-producing, reproducing or transmitting device, instrument or apparatus for the purpose of advertising or for attracting attention to any performance, show, sale, or display of goods, wares or merchandise, that projects sound into any public street or other public place.

PART IV - PROHIBITIONS BY TIME AND PLACE

- 5. No person shall emit or cause or permit the emission of sound resulting from any act listed in Schedule 2 that is clearly audible at a Point of Reception located in a Quiet Zone or Residential Area of the municipality within the prohibited time period shown.

6. With respect to Schedule 2, item 9:
 - (a) **REPEALED- by By-law 1435/14.**
 - (b) If at the time of making of sound by the animal(s) or bird(s) a person or other animal or bird is trespassing or threatening to trespass upon the private property on which the animal is situated, the sound-making is deemed not to be an infringement of this by-law.

PART V - GENERAL LIMITATIONS ON SOUND LEVELS DUE TO STATIONARY SOURCES

7. No person shall emit or cause or permit the emission of sound from a stationary source such that the level of sound from that source at a Point of Reception located in a Quiet Zone or Residential Area, exceeds the applicable sound level limit prescribed in the Ministry of the Environment Publication NPC-300 – *Environmental Noise Guideline, Stationary and Transportation Sources – Approval and Planning* and such sound is deemed to be noise. **As amended by Bylaw 1435/14.**

PART VI - LIMITATION ON SOUND FROM RESIDENTIAL AIR CONDITIONERS

8. No person shall emit or cause or permit the emission of sound from the operation of a residential air conditioning device of a type referred to in Publication NPC-216 – *Residential Air Conditioners*, resulting in a sound level at a Point of Reception located in a Quiet Zone or Residential Area in excess of the applicable sound level limit set out in Publication NPC-216 – *Residential Air Conditioners*.

PART VII - LIMITATION ON SOUND FROM BLASTING

9. No person shall emit or cause or permit the emission of sound (concussion) or vibration from a blasting operation of a type mentioned in Publication NPC-119 – *Blasting*, such that the peak pressure level or peak particle velocity at a

Point of Reception located in a Quiet Zone or Residential Area, exceeds the applicable limit set out in Publication NPC-119 – *Blasting*.

PART VIII - MOTOR VEHICLE RACING AND ANALOGOUS USES

10. This by-law applies to the operation of any Motor Vehicle or Off-Road Vehicle over a set course whether or not in competition with other vehicles for racing, training, lapping, testing, or instructional purposes, for recreational purposes, or for any other purpose, and includes any warm up or testing done on the premises in preparation for such operation of a Motor Vehicle.
11. With respect to Section 10 above:
 - (a) The premises of any track used for the purposes identified in Section 10 shall be considered a “stationary source” for purposes of assessing noise.
 - (b) For activities identified in Section 10 on premises zoned and licensed, where necessary, for such use prior to January 1, 2010, the applicable sound limits at any Point of Reception shall be those determined in accordance with NPC-300 as is appropriate to the Class of Area of the Point of Reception, plus 10 dBA. **As amended by Bylaw 1435/14.**
 - (c) For activities identified in Section 10 on premises zoned and licensed, where necessary, for such use on or after January 1, 2010, the applicable sound limits at any Point of Reception shall be those determined in accordance with NPC-300, as is appropriate to the Class of Area of the Point of Reception. **As amended by Bylaw 1435/14.**
12. All Motor Vehicles and Off-Road Vehicles shall only be operated with a proper engine exhaust sound muffler/attenuator in place, in good working order and in constant operation.

PART IX - DISTURBING RELIGIOUS CEREMONY IN A PLACE OF WORSHIP

13. No person shall make, cause or permit the emission of sound that disturbs a religious ceremony in a place of worship.

PART X - MOST RESTRICTIVE PROVISION APPLIES

14. Where a source of sound is subject to more than one provision of this by-law, the most restrictive provision shall apply.

PART XI - EXEMPTIONS

15. Public Safety and Highways:

Despite any other provision of this by-law, it shall be lawful to emit or cause or permit the emission of sound or vibration in connection with emergency measures undertaken for the following:

- (a) The immediate health, safety or welfare of the inhabitants of the municipality under emergency circumstances.
- (b) Any emergency requiring immediate action for the construction, preservation, restoration or demolition of any highway.
- (c) The Province, the County, and/or public authority, together with any authorized agents of the foregoing, to carry out their public responsibilities.

This exemption does not apply when such sound or vibration is clearly of a longer duration or nature more disturbing, than is reasonably necessary for the accomplishment of such emergency purpose.

16. Agricultural or Farm Activity:

Notwithstanding any other provision of this by-law, this by-law does not apply to any agricultural or farm activity, including food crop seeding, chemical spraying or harvesting, carried on by a farmer in accordance with

Normal Farm Practice or to any agricultural activity determined by the Normal Farm Practice Protection Board to be Normal Farm Practice.

17. Bells – Clocks – Public - Religious

Bells, clocks, chimes and carillons associated with religious or public buildings or uses will be exempt from the noise by-law for the emission and amplification of sound or vibration.

18. County Operations

The operation of equipment by or on behalf of the County for the purposes of performing municipal maintenance operations on roads, sidewalks and parking lots associated with infrastructure rehabilitation and/or restoration, including but not limited to snow removal equipment, municipal street cleaners, municipal property maintenance, the collection of garbage, waste or recyclable materials.

19. Traditional, Festive or Religious Activities:

Notwithstanding any other provision of this by-law, any traditional, festive, religious and other activity planned on Municipal or private property that has received Haldimand County Council endorsement through the reporting process and has met the requirements of the County for the given year, will be exempt from the noise by-law for the emission and amplification of sound or vibration.

PART XII - GRANT OF EXEMPTION BY COUNCIL

20. Application to Council:

Notwithstanding anything contained in this by-law, any person may make application to Council to be granted an exemption from any of the provisions of this by-law with

respect to any source of sound or vibration for which he might be prosecuted.

21. Details of Application for Exemption:

The Application to Council shall be made in writing, in duplicate, and shall contain:

- i. the name and address of the applicant;
- ii. the location of the event or activity for which the exemption is sought;
- iii. a description of the source of sound or vibration in respect of which exemption is sought;
- iv. a statement of the particular provision or provisions of the by-law from which exemption is sought;
- v. the period of time, of a duration not in excess of six months, for which the exemption is sought;
- vi. the reasons why the exemption should be granted;
- vii. a statement of the steps, if any, planned or presently being taken to bring about compliance with the by-law; and
- viii. the applicant will be charged an administration fee in accordance with the User Fees and Service Charges By-law.

22. Upon receipt of an application containing all of the information outlined in Section 21, the applicable County division shall prepare a report recommending whether an exemption should be granted or refused and the terms and conditions which should be imposed upon the applicant if the exemption is granted.

23. The applicable County division shall forward a copy of the report to Council and to the applicant at the address shown on the application by prepaid regular mail.

24. Publication Of Notice:

The applicant shall, at his or her expense, cause a notice of the application to be published in a newspaper of general circulation within the municipality at least 14 days prior to the meeting of Council at which the application is to be considered, and shall provide proof of publication to the satisfaction of the Clerk prior to the application being considered by Council.

25. The notice referred to in Subsection 24 shall be in a form satisfactory to the Clerk and shall contain the information required by Subsection 21 and indicate the date upon which it is intended that the application will be considered by Council.

26. Decisions:

Council may, by resolution, refuse to grant the exemption or may grant the exemption applied for or any exemption of lesser effect and any exemption granted shall specify the time period, not in excess of six months, during which it is effective and may contain such terms and conditions as Council sees fit.

(a) In deciding whether to grant the exemption, Council shall consider the application, the report and any written submission then received by Council and shall give the applicant and any person opposed to the application an opportunity to be heard and may consider such other matters as it sees fit.

27. Breach by the applicant of any of the terms or conditions of an exemption granted by Council or the failure of the applicant to pay any required fee shall render the exemption null and void.

PART XIII – SEVERABILITY

28. If a court of competent jurisdiction should declare any section or part of a section of this by-law to be invalid, such section or part of a section shall not be construed as having

persuaded or influenced Council to pass the remainder of the by-law and it is hereby declared that the remainder of the by-law shall be valid and shall remain in force.

PART XIV – PENALTY

29. Each *person* who contravenes any of the provisions of this by-law is guilty of an offence:

(a) Every person who contravenes any of the provisions of this by-law, and if the person is a corporation, every director or officer of the corporation who knowingly concurs in the contravention, is guilty of an offence and on conviction is liable,

- i. On a first conviction to a fine of not more than \$25,000; and
- ii. On a subsequent conviction to a fine of not more than \$10,000 for each day or part thereof upon which the contravention has continued after the day on which the person was first convicted. **As amended by Bylaw 1435/14.**

(b) Despite subsection (a), if the person is a corporation, the maximum penalty that may be imposed is,

- i. On a first conviction a fine of not more than \$50,000; and
- ii. On a subsequent conviction a fine of not more than \$25,000 for each day or part thereof upon which the contravention has continued after the day on which the corporation was first convicted. **As amended by Bylaw 1435/14.**

30. In addition to the provisions of Section 29, the Court in which a conviction is entered, and any court of competent

jurisdiction thereafter may make an order prohibiting the continuation or repetition of the offence by the person convicted, and in addition to any other remedy and to any penalty imposed on the person convicted.

PART XVI - ENFORCEMENT

31. The provisions of this by-law shall be enforced by the Haldimand County By-law Enforcement Officers as well as those agents designated by Council for this purpose.
32. For contravention of sections of this by-law for which a short form wording is provided in Column 1 of Schedule 3 (where Column 2 is the corresponding Section reference), an authorized by-law enforcement officer or other agent as appointed by Council may issue an Offence Notice (in accordance with Section 3 of the *Provincial Offences Act*, R.S.O. 1990, CHAPTER P.33) with the associated fine value shown in Column 3 of the Schedule. The Offence Notice shall be in the form as prescribed in Ontario Regulations made under the *Provincial Offences Act*.

PART XVII – REPEAL

33. THAT the following by-laws and any amendment thereto are hereby repealed:
- (a) Town of Haldimand – By-law No. 1193/95
 - (b) Town of Dunnville – By-law No. 44-92
 - (c) City of Nanticoke – By-law 67-81

PART XVIII – SHORT TITLE

34. This by-law shall be known as the “Noise By-law” for Haldimand County.

PART XIX - EFFECT

35. This by-law shall take precedence any other preceding by-law with which it is inconsistent.

36. This by-law shall come into force and take full effect immediately upon passage.

READ a first and second time this 31st day of May, 2010.

READ a third time and finally passed this 31st day of May, 2010.

SCHEDULE 1
to By-law 1435/14
INDEX OF THE MINISTRY OF THE ENVIROMENT
PUBLICATIONS

As amended by Bylaw 1435/14

Publication NPC-101	Technical Definitions
Publication NPC-102	Instrumentation
Publication NPC-103	Procedures
Publication NPC-104	Sound Level Adjustments
Publication NPC-206	Sound Levels of Road Traffic
Publication NPC-216	Residential Air Conditioners
Publication NPC-119	Blasting
Publication NPC-300	Environment Noise Guideline – Stationary and Transportation Sources – Approval and Planning

Schedule 2

PROHIBITIONS BY TIME AND PLACE

Prohibited Periods of Time (local time):

A – 11:00 p.m. one day to 07:00 a.m. next day (9:00a.m. Saturdays, Sundays and Statutory Holidays);

- B – 7:00 p.m. one day to 7:00 a.m. next day (9:00a.m. Saturdays, Sundays and Statutory Holidays);
- C – 5:00 p.m. one day to 7:00 a.m. next day (9:00a.m. Saturdays, Sundays and Statutory Holidays);
- D – All day Sundays and Statutory Holidays;
- E – 7:00 p.m. one day to 07:00 a.m. next day;
- F – No person shall set off or discharge or permit the setting off or discharge of consumer Fireworks, except on the following days:
- (a) after 7:00 p.m. and before 11:00 p.m.:
- the two (2) days immediately preceding and one (1) day following Victoria Day;
 - the two (2) days immediately preceding and one (1) day following Canada Day;
 - the two (2) days immediately preceding and one (1) day following July 4th; and
 - the two (2) days immediately preceding and one (1) day following New Year’s Day.
- (b) until 12:00 midnight on New Year’s Eve and until 12:30 am New Year’s Day
- (c) any other days authorized by resolution of Council.

	Prohibited Period of Time	
	Quiet Zone	Residential Area
1) The detonation of fireworks or explosive devices not used in construction.	At all times F	At all times F
2) The discharge of firearms	At all times	At all times

	Prohibited Period of Time	
	Quiet Zone	Residential Area
<p>3) The operations of a combustion engine which,</p> <ul style="list-style-type: none"> i. is, or ii. is used in, or iii. is intended for use in, iv. a toy or a model or replica of any device, which model or replica has no function other than amusement and which is not a conveyance. 	At all times	At all times

	Prohibited Period of Time	
	Quiet Zone	Residential Area
<p>4) The operation of any electronic device or group of connect electronic devices incorporating one or more loudspeakers or other electro-mechanical transducers, and intended for the</p>	At all times	At all times

	Prohibited Period of Time	
	Quiet Zone	Residential Area
production, reproduction or amplification of sound in a stationary installation or in a motor vehicle.		
5) The operation of any auditory signaling device, including but not limited to the ringing of bells or gongs and the blowing of horns or sirens or whistles or the production, reproduction or amplification of any similar sounds by electronic means except where required or authorized by law or in accordance with good safety practices.	At all times	D & E
6) The operation of any powered rail car including but not limited to refrigeration cars, locomotives or self-propelled passenger	At all times	B

	Prohibited Period of Time	
	Quiet Zone	Residential Area
cars, while stationary on property not owned or controlled by a railway governed by the Canada Railway Act.		
7) The operation of any motorized conveyance other than on a highway or other place intended for its operation.	At all times	At all times
	Prohibited Period of Time	
	Quiet Zone	Residential Area
8) The venting, release or pressure relief of air, steam or other gaseous material, product or compound from any autoclave, boiler pressure vessel, pipe, valve, machine, device or system.	At all times	A

	Prohibited Period of Time	
	Quiet Zone	Residential Area
9) Persistent barking, calling, whining, squawking or other similar persistent noise making by any domestic pet or any other animal or bird kept or used for any purpose other than agriculture.	At all times	At all times
10) The operation of a commercial car wash with air drying equipment.	At all times	A
11) The operation of a commercial car wash of a type other than mentioned in item 10 in this table.	C	A

	Prohibited Period of Time	
	Quiet Zone	Residential Area
12) Yelling, shouting, hooting, whistling or singing.	At all times	A
13) The banging of drums or production of sound by any other unamplified musical instrument.	At all times	B
14) The operation of a power assisted hang glider or parafoil.	At all times	D & E
15) The operation of any item of snow making equipment.	At all times	E
16) All selling or advertising by shouting or outcry or amplified sound.	At all times	D & E
17) Loading, unloading, delivering, packing,	D & E	D & E

	Prohibited Period of Time	
	Quiet Zone	Residential Area
unpacking, or otherwise handling any containers, products, materials, or refuse, whatsoever, unless necessary for the maintenance of essential services or the moving of private household effects.		
18)The operation of any equipment in connection with construction.	D & E	B
19)The operation or use of any tool or powered device such as a lawnmower or chain saw for domestic purposes other	B	A

	Prohibited Period of Time	
	Quiet Zone	Residential Area
than snow removal.		
20)The operation of solid waste bulk lift or refuse compacting equipment.	B	B
21)The operation of a motor vehicle, off-road vehicle, motorized snow vehicle or other similar motorized conveyance for recreational purposes on any property other than a highway or private driveway.	At all times	At all times
22)The operation of an electronic bug killer.	At all times	A

**Schedule 3 – Short Form Wording to Prohibit
and Regulate Noise By-Law 1098/10**

Short Form Wording	Provision Creating or Defining Offence	Set Fine
Noise from racing a motor vehicle	Section 4 (a)	\$200
Noise from squealing of tires	Section 4 (b)	\$100
Noise from vehicle without effective exhaust	Section 4 (c)	\$100
Noise from poorly maintained vehicle or vehicle with trailer	Section 4 (d)	\$100
Noise from motor vehicle idling	Section 4 (e)	\$100
Noise from construction equipment without effective muffling	Section 4 (g)	\$100
Noise from the detonation of fireworks	Schedule 2, Item 1	\$100
Noise from the discharge of firearms	Schedule 2, Item 2	\$100
Noise from operating a toy-model-replica having a combustion engine	Schedule 2, Item 3	\$100
Noise emission created by amplified sound	Schedule 2, Item 4	\$100

Noise emission created by an auditory signaling device	Schedule 2, Item 5	\$100
Noise from operating a motor vehicle other than on a highway	Schedule 2, Item 7	\$100
Persistent noise from a domestic animal or bird	Schedule 2, Item 9	\$100
Noise from yelling, shouting, hooting, whistling or singing.	Schedule 2, Item 12	\$100
Noise emission created by non-amplified musical instrument	Schedule 2, Item 13	\$100
Noise from advertising	Schedule 2, Item 16	\$100
Noise from the operation of equipment in connection with construction	Schedule 2, Item 18	\$100
Noise from the operation of a domestic power tool	Schedule 2, Item 19	\$100
Noise from the operation of a motor vehicle for recreation	Schedule 2, Item 21	\$100

Open Air Burning

By-law 1021/09

Being a by-law to regulate Open Air Fires Burning in Haldimand County.

WHEREAS the *Fire Protection and Prevention Act*, 1997, as amended, section 7.1, provides that by-laws may be passed by the Council of a municipality regulating the setting of open air fires, including establishing the times during which open air fires may be set;

AND WHEREAS the *Municipal Act*, 2001, S.O. 2001, c.25, as amended, Section 391, provides that a municipality may impose fees or charges on persons for services or activities provided or done by or on behalf of it;

AND WHEREAS Section 446 of the *Municipal Act*, 2001, S.O. 2001, c.25, as amended, provides that where a municipality has authority, by by-law or otherwise, to direct that a matter or thing be done, the municipality may direct that, in default of it being done by the person required to do it, such matter or thing be done by the municipality at the person's expense and the municipality may recover the expense incurred by action or adding the cost to the tax roll and collecting the cost in the same manner as taxes;

AND WHEREAS the Corporation of Haldimand County incurs costs for fire responses which are false or are as a result of failing to comply with regulations relating to open air burns;

AND WHEREAS the Council of the Corporation of Haldimand County deems it expedient to impose fees and charges related to false or unnecessary fire responses;

AND WHEREAS the Council of the Corporation of Haldimand County deems it expedient and in the public interest to regulate open air fires;

NOW THEREFORE the Council of the Corporation of Haldimand County enacts as follows:

PART I – DEFINITIONS AND ADMINISTRATION

Definitions

1. **THAT** for the purposes of this By-law:

(a) **“Applicant”** means a person who makes application to the Fire Department for permission to hold an open air fire;

(b) **“Barbecue”** means an appliance, including a hibachi, a permanent structure designed and intended solely for the cooking of food in the open air and other similar devices designed and intended for the cooking of food in the open air, but does not include devices predominantly designed for personal warmth or decoration such as a chimney or outdoor fireplace, fire burn areas or camp fires;

(c) **“County”** shall mean the Corporation of Haldimand County;

(d) **“Fire Chief”** shall mean the Fire Chief for the Corporation of Haldimand County or designate;

(e) **“Fire Department”** shall for the purposes of this by-law mean the full-time paid staff of the Haldimand County Fire Department;

(f) **“Municipal By-law Enforcement Officer”** means a by-law enforcement officer appointed by Haldimand County Council

or a member of the Haldimand County Fire Department that has been appointed by Council as a by-law enforcement officer for the purposes of enforcing this by-law;

(g) **“Non-Recreational Open Air Fire”** means any open air fire that is not conducted for recreational purposes and includes but is not limited to fires that take place on agricultural property;

(h) **“Open Air Fire”** shall mean the burning of any material, including without limiting the generality of the foregoing, wood, cardboard, brush or garden waste where the flame is not wholly contained and is, thereby, open to the air.

(i) **“Open Air Fire Device”** means a commercially manufactured or homemade device for the purpose of containing a recreational fire including but not limited to chimneys or outdoor fireplaces;

(j) **“Permit”** means an open air fire burn permit issued annually (calendar year) by Haldimand County in accordance with the provisions of this By-law;

(k) **“Person”** means and includes an individual, firm, corporation, association or partnership and includes an occupant or owner of a premise;

(l) **“Recreational Open Air Fire”** shall mean a small, contained recreational fire associated with the use of open air fire devices or fire burn areas specifically designed for recreational open air fires;

(m) **“Rural Area”** shall mean all areas outside the urban or hamlet boundaries as defined in a County’s zoning by-law;
Administration

2. **THAT** the Fire Chief shall be responsible for the administration of this by-law.

Fire Services – Exempt

3. **THAT** the Haldimand County Fire Department shall be exempt from the provisions of this By-law with respect to any open air fire set for the purposes of education and training.

PART II – GENERAL PROHIBITION

4. **THAT** no person shall conduct or permit to be conducted, a non-recreational open air fire within the boundaries of the County without receipt of a permit from the Fire Department.

5. **THAT** no person shall conduct or permit to be conducted any open air fire within the boundaries of Haldimand County except in accordance with the provisions of this by-law.

PART III – REGULATIONS REGARDING RECREATIONAL OPEN AIR FIRES

General Regulations

6. **THAT** no person shall conduct a recreational open air fire on any property where the zoning for that property is not a permitted zoning categories as set out in Schedule “A” hereto.

7. **THAT** every person conducting a recreational open air fire shall ensure that the fire is contained within the open air fire device or fire burn area.

8. **THAT** every person shall ensure that open air fire devices:

(a) are designed of a non-combustible material;

(b) do not exceed the fire burn area of 1m x 1m x 1m or 1 cubic meter in size; and

(c) are installed in accordance with the manufacturer's recommendation, or if homemade, the screen size must be specified and approved by the Fire Department.

9. **THAT** every person shall ensure that adjacent persons and properties are protected from any fire hazard and are not adversely affected by products of combustion.

10. **THAT** no person shall burn materials other than commercially produced charcoal, briquettes or clean, dry seasoned wood, but not including painted wood, pressure treated wood or creosote treated wood.

11. **THAT** no person shall burn wood having dimensions greater than the size of the open air fire device or fire burn area and the wood shall be totally confined within the open air fire device or fire burn area at all times.

12. **THAT** every person shall ensure that a recreational open air fire is conducted in an area that provides a minimum distance of 4 meters in all directions from adjacent properties.

13. **THAT** every person shall ensure that a recreational open air fire is confined to an area that is a minimum of 10 meters from permanent combustible structures or objects.

14. **THAT** every person conducting a recreational open air fire shall ensure that there is immediately available for use an effective extinguishing agent of sufficient size and capability of extinguishing the fire.

15. **THAT** every person shall ensure that recreational open air fires are attended, controlled and supervised at all times and shall completely extinguish the open air burn site before the site is vacated.

16. **THAT** no person shall conduct a recreational open air fire on County property without permission of the Fire Department.

17. **THAT** no person shall conduct recreational open air fires when the wind speed exceeds 20 km per hour or changes direction frequently or during rainy or foggy weather or at times when an air quality alert has been declared by the Ministry of the Environment or any successor and relevant Ministry or during a burn ban issued by the fire chief as per section 41 of this by-law.

18. **THAT** every person is permitted to conduct a campfire in a campground approved pursuant to Haldimand County Campground By-law 484/04 as amended.

Barbecues

19. **THAT** every person shall ensure that a barbecue is placed in a location other than on a balcony, roofed porch or verandah that is attached to a Multi-unit Residential Building, on the roof of any structure, inside any garage, tent, vehicle or structure, or in or near dry vegetation that is conducive to the development or spread of fire or explosion.

20. **THAT** every person shall ensure that the use of a barbecue is supervised at all times.

21. **THAT** every person shall ensure that only fuel that is clean dry natural wood or a commercially produced fuel for the purpose of cooking such as charcoal or briquette, natural gas or propane is used with a barbecue.

Response to Complaints

22. **THAT** any person who conducts a recreational open air fire in contravention of the provisions of this by-law may be requested by the County to immediately extinguish the fire.

Liable for Cost

23. **THAT** where,

(a) an owner or occupant of a premise fails to extinguish a recreational open air fire in accordance with a direction by the County;

(b) a recreational fire occurs, not in accordance with this by-law; or .

(c) no owner or occupant is present on site

the County may extinguish the fire and any or all costs associated with the County's efforts to extinguish the fire shall be the responsibility of the owner or occupant of the premise upon which the open air fire is located in accordance with the Haldimand County user fees and service charges by-law as amended from time to time.

PART IV – RURAL AREA NON- RECREATIONAL OPEN AIR FIRE

Permit – Non-Recreational Open Air Fire

24. **THAT** no permit shall be issued to any person permitting the conduct of a non-recreational open air fire on any property where the zoning for that property is not a permitted zoning category as set out in Schedule "B" hereto.

25. **THAT** every person wishing to conduct a non-recreational open air fire pursuant to the provisions of this by-law shall file:

(a) a completed application prior to the open air burn, in the form provided by the Fire Department;

(b) the fee prescribed by the Haldimand County user fees and service charges by-law as amended from time to time.

26. **THAT** the Fire Department may issue a permit to allow a non-recreational open air fire to re-occur over an extended period of time.

27. **THAT** the Fire Department may issue a permit to allow a burn area in excess of the burn area permitted by this by-law.

28. **THAT** it is the condition of every permit issued under this by-law that the applicant has read, understood and agrees to comply with the provisions of this by-law.

Regulations – Non-Recreational Open Air Fire

29. **THAT** every person conducting a rural non-recreational open air fire shall ensure that the permit issued under this by-law is readily available on site and shall produce same if requested by a municipal by-law enforcement officer.

30. **THAT** no person shall conduct or cause to be kindled any non-recreational open air fire before sunrise or after sunset.

31. **THAT** every person shall ensure that no materials other than dry clean brush or other clean dry natural vegetation are used in a non-recreational open air fire, save and except specific materials expressly approved by the Fire Department. Notwithstanding the provisions of this section, asphalt, vinyl, tires, asbestos, wood treated with creosote or pressure treated woods shall, under no circumstances, be used in a non-recreational open air fire.

32. **THAT** every person conducting a non-recreational open air fire shall ensure that non-recreational open air fires are attended, controlled and supervised at all times and shall be completely extinguished before the burn site is vacated.

33. **THAT** every person shall ensure that non-recreational open air fires are not conducted during rainy or foggy weather or on humidex or air quality alert days as declared by the Ministry of Environment for Ontario or any successor and relevant Ministry or during a burn ban issued by the fire chief as per section 41 of this by-law.

34. **THAT** every person shall ensure that non-recreational open air fires are not conducted when the wind speed exceeds 20 km per hour or when wind direction is frequently changing.

35. **THAT** every person shall ensure that a non-recreational open air fire is confined to an area which is at least 60 meters from any building, highway, road or wooded area and shall be clear of any overhead objects (i.e. wires).

36. **THAT** every person conducting a non-recreational open air fire shall ensure that it is conducted within a burn area of a manageable size not exceeding 6 meters x 6 meters.

37. **THAT** every person shall ensure that steps are taken to ensure that smoke caused by a non-recreational open air fire does not have a negative impact on the visibility of motorists using highways in the vicinity of the non-recreational open air fire or upon the owner(s) or occupant(s) of the surrounding properties.

Response to Complaints

38. **THAT** any person who conducts a non-recreational open air fire in contravention of the provisions of this by-law may be requested to immediately extinguish the fire.

Liable for Cost

39. **THAT** where,

- (a) an owner or occupant of a premise fails to extinguish a non-recreational open air fire in accordance with a direction by the County;
- (b) a non-recreational fire occurs, not in accordance to this by-law; or
- (c) no owner or occupant is present on the site,

the County may extinguish the fire and any or all costs associated with the County's efforts to extinguish the fire shall be the responsibility of the owner or occupant of the premise upon which the open air fire is located in accordance with the Haldimand County user fees and service charges by-law as amended from time to time.

PART V – ENFORCEMENT

40. **THAT** the Fire Department and Municipal By-law Enforcement Officers shall have the right to enter at all reasonable times upon any property in order to ascertain whether this By-law is being contravened, and to enforce or carry into effect the bylaw.

41. **THAT** every person who contravenes any provision of this by-law is guilty of an offence and upon conviction is liable to the penalties prescribed under the *Provincial Offences Act*, R.S.O. 1990, c.P.33, as amended.

42. **THAT** no person shall hinder or obstruct a municipal by-law enforcement officer from carrying out an inspection of lands in order to determine compliance with this by-law.

Fire Ban

43. **THAT** nothing in this by-law prohibits the Fire Chief from issuing a ban on any or all Open-Air Fires or from suspending, without recourse, any or all burn Permits.

44. **THAT** nothing in this by-law prohibits the Fire Chief from extinguishing any or all open air fires (whether permitted or exempt) until such time as conditions exist, to the satisfaction of the Fire Chief, to allow the open air fire to continue.

PART VI – RECOVERY OF COSTS

Prohibited Open Air Fire – Repeated

45. **THAT** every person who conducts an open air burn in contravention of this by-law shall, with respect to a second or subsequent prohibited open air burn, be responsible for any and all costs incurred by the Haldimand County Fire Department in responding to the prohibited open air burn as per the Haldimand County user fees and service charges by-law as amended from time to time.

Causing False Response

46. **THAT** every person who, alleging a contravention of this by-law, falsely notifies Haldimand County of a prohibited open air fire is responsible for any and all costs incurred by Haldimand County in respect of a response to a second or subsequent false notification as per the Haldimand County user fees and service charges by-law as amended from time to time.

Default – Collection of Costs

47. **THAT** the County shall have the right to collect any unpaid costs as authorized by this by-law by adding such charges to the tax roll where they may be collected in like manner as municipal taxes, all of which is in accordance with of the *Municipal Act, 2001, S.O. 2001, c.25, as amended.*

PART VII – GENERAL PROVISIONS

Severability

48. **THAT** if any section or sections of this by-law or parts thereof shall be found by any court to be illegal or beyond the power of Municipal Council of the Corporation of Haldimand County to enact, such section or sections or parts thereof shall be deemed to be severable and all other sections or parts of

this by-law shall be deemed to be separate and independent there from and shall continue in full force and effect, unless and until similarly found and this by-law shall be enacted as such.

Short Title

49. **THAT** the short title of this by-law shall be “The Open Air Fire Burning By-Law”.

Effective Date

50. **THAT** this by-law shall come into force and effect on its final passage thereof.

51. **THAT** the schedules attached to this by-law form part of the by-law.

PART VIII – REPEAL FORMER BY-LAWS

52. **THAT** by-law No. 904-91 of the former Town of Haldimand, By-law No. 40-92 of the former Town of Dunnville, and By-law No. 73-89 of the former City of Nanticoke be and are hereby repealed and replaced by this By-law.

**READ a first and second time this 29th day of June, 2009.
READ a third time and finally passed this 29th day of June, 2009..**

SCHEDULE A:-RECREATIONAL OPEN AIR FIRES

Allowable Zoning Categories in which to conduct Recreational Open-Air Fire: providing all provisions of Part 3 are met.

The Former Town of Haldimand:

- R1 Urban Residential Type 1 Zone
- R1-A Urban Residential Type 1-A Zone
- R1-B Urban Residential Type 1-B Zone

- R2 Urban Residential Type 2 Zone
- R3 Urban Residential Type 3 Zone
- R4 Urban Residential Type 4 Zone
- RH Hamlet Residential Zone
- RS Seasonal Residential Zone
- A Agricultural Zone
- IC Community Institutional Zone
- IN Neighbourhood Institutional Zone
- IR Rural Institutional Zone
- OS Open Space Zone
- OST Open Space-Tent and Trailer Zone
- HL Hazard Land Zone

The Former Town of Dunnville:

- R1 Urban Residential Type 1 Zone
- R2 Urban Residential Type 2 Zone
- R3 Urban Residential Type 3 Zone
- R4 Urban Residential Type 4 Zone
- R5 Urban Residential Type 5 Zone
- R6 Urban Residential Type 6 Zone

RH Hamlet Residential Zone

- RS Seasonal Residential Zone
- A Agricultural Zone
- IC Community Institutional Zone
- IR Rural Institutional Zone
- OS Open Space Zone
- OST Open Space-Tent and Trailer Zone
- HL Hazard Land

The Former City of Nanticoke

- R1-A Urban Residential Type 1-A Zone
- R1-B Urban Residential Type 1-B Zone
- R2 Urban Residential Type 2 Zone

- R3 Urban Residential Type 3 Zone
- R4 Urban Residential Type 4 Zone
- R5 Urban Residential Type 5 Zone
- RM Urban Residential Mixed Zone
- RH Hamlet Residential Zone
- RV Vacation Residential Zone
- IC Community Institutional Zone
- IN Neighbourhood Institutional Zone
- IR Rural Institutional Zone
- OS Open Space Zone
- OST Open Space Tent and Trailer Zone
- HL Hazard Land Zone
- A Agricultural Zone

SCHEDULE B:-NON-RECREATIONAL OPEN AIR FIRES
Allowable Zoning Categories in which to conduct Non-recreational Open-Air Fire: Provided all parts provisions of part 4 are met.

The Former Town Of Haldimand

- A Agricultural Zone
- MG General Industrial
- ML Light Industrial
- MR Rural Industrial
- MX Extractive Industrial Zone
- OS Open Space Zone
- OST Open Space-Tent and Trailer Zone
- HL Hazard Land Zone

The Former Town of Dunnville

- A Agricultural Zone
- MG General Industrial Zone
- ML Light Industrial Zone

- MM Marine Industrial Zone
- MR Rural Industrial Zone
- MX Extractive Industrial Zone
- MS Special Industrial Zone
- OS Open Space Zone
- OST Open Space-Tent and Trailer Zone
- HL Hazard Land

The Former City Of Nanticoke

- A Agricultural Zone
- MH Heavy Industrial Zone
- MG General Industrial Zone
- MP Prestige Industrial Zone
- MR Rural Industrial Zone
- MX Extractive Industrial Zone
- OS Open Space Zone
- OST Open Space Tent and Trailer Zone
- HL Hazard Land

Open Air Burning – Amendments

By-law No. 1376/13

Being a by-law to amend the Open Air Fire Burning By-law 1021/09 to include the regulation of campfires in campgrounds.

WHEREAS By-law 1021/09, as amended, being a by-law to regulate open air fires in Haldimand County was adopted on June 29, 2009;

AND WHEREAS Haldimand County Council deems it necessary to further amend the by-law to regulate campfires in campgrounds;

NOW THEREFORE, the Council of The Corporation of Haldimand County enacts as follows:

1. **THAT** By-law 1021/09 be amended with the addition of the following definitions:

“Campground” means an established and organized seasonal tourist camp and/or a trailer camp consisting of tents, cabins, travel trailers and/or park model trailers

“Burn Safety Plan” means procedures provided by the Campground owner, and shall include provisions for facilitating emergency vehicle access, and specify open-air fire

safety control procedures including on-site extinguishment capabilities and supervision requirements.

“Campfire” means a fire area no larger than 76 cm or 30” in diameter in a Campground;

2. **THAT** section 15 of By-law 1021/09 be repealed and replaced with the following: “THAT every person shall ensure that recreational open air fires and/or campfires are attended, controlled and supervised at all times and shall completely extinguish the open air burn site before the site is vacated.”;

3. **THAT** section 18 of By-law 1021/09 be hereby repealed and replaced with the following: “THAT a seasonal burn permit for the setting of campfires at designated locations within a campground facility shall be issued to Campground owners, provided that a Burn Safety Plan is submitted to the satisfaction of the Fire Chief.”;

4. **THAT** a new section 19 be added to By-law 1021/09 as follows with subsequent sections and associated references elsewhere in By-law 1021/09 renumbered accordingly: “That no person shall conduct a campfire within a campground facility where a seasonal burn permit has not been issued to the Campground owner.”;

By-law No. 1376 /13 Page 2

5. **AND THAT** this by-law shall come into force and effect upon its final passage thereof.

READ a first and second time this 17th day of June, 2013.

READ a third time and finally passed this 17th day of June, 2013.

Schedule C – Short Form Wording for Non-Recreational Open Air Fires – By-Law 1021/09, as Amended

Short Form Wording	Provision Creating or Defining Offence	Set Fines
Permit a non-recreational open air fire within 6 metres from any building	Section 35	\$235.00
Permit a non-recreational open air fire within 60 metres from any road	Section 35	\$235.00
Permit a non-recreational open air fire without a permit	Section 4	\$235.00
Not producing a current non-recreational open air permit when requested	Section 29	\$235.00
Burning prohibited materials	Section 31	\$235.00
Permit a non-recreational open air fire before sunrise	Section 30	\$235.00
Permit a non-recreational open air fire after sunset	Section 33	\$235.00

Permit a non-recreational open air fire during a burn ban	Section 36	\$235.00
Permit a non-recreational open air fire exceeding an area of 6m x 6m	Section 7	\$235.00

Failure to contain an open air fire in an open air fire device	Section 7	\$235.00
Failure to contain an open air fire in a fire burn area	Section 8(b)	\$235.00
Permit an open air fire exceeding one cubic metre	Section 9	\$235.00
Failure to protect adjacent persons from products of combustion	Section 9	\$235.00
Failure to burn material other than dry seasoned wood	Section 10	\$235.00
Failure to confine open air fire to minimum distance from adjacent properties	Section 12	\$235.00
Failure to confine open air fire to a minimum distance from combustible permanent structures of objects	Section 13	\$235.00
Failure to keep extinguishing agent on hand at all times	Section 14	\$235.00
Failure to maintain constant supervision of open air fire	Section 15	\$235.00
Permit an open air fire during a burn ban	Section 17	\$235.00
Locate a barbeque in a prohibited area	Section 19	\$235.00
Failure to supervise a barbeque	Section 20	\$235.00
Failure to use prescribed fuel for barbeque	Section 21	\$235.00

Notes

Parking

Consolidated Version – August, 2015

By-law No. 302/02 – Haldimand County – December 16, 2002

Being a By-Law to regulate parking in Haldimand County.

WHEREAS Section 210 (123) of the *Municipal Act, R.S.O. 1990*, Chapter M.45, as amended, provides that subject to the Highway Traffic Act, a local municipal may pass by-laws regulating traffic on the highways and for prohibiting or regulating the parking, standing or stopping of vehicles or any class thereof on highways or any part of a highway; and

WHEREAS Section 210 (125) of the said Act provides that a Council of a Municipality may pass by-laws regulating or prohibiting the parking, standing or stopping of vehicles displaying a disabled person parking permit

WHEREAS Section 210 (131) of the Act provides that a local municipality may pass by-laws for prohibiting the parking or leaving of motor vehicles on private or municipal property without consent of the owner or the municipality; and

WHEREAS the Council of Haldimand County deems it necessary to regulate and govern the parking of vehicles on private or municipal property within Haldimand County;

NOW THEREFORE the Council of the Corporation of Haldimand County enacts as follows:

PART I – DEFINITIONS

1. In this By-Law,

- a) “Appropriate Authorized Sign” shall mean a sign, which has been authorized by the Council of the Corporation of Haldimand County.
- b) “Boulevard” shall mean that portion of every road allowance within the limits of Haldimand County, which is not used as a *sidewalk, driveway, traveled roadway, or shoulder*.
- c) “By-Law Enforcement Officer” means a *person* authorized by Council to enforce the by-laws of Haldimand County.
- d) “Commercial Motor Vehicle” means a *motor vehicle* having permanently attached thereto to a truck or delivery body and including ambulance, hearses, casket wagons, fire apparatus, buses and tractors used for hauling purposes on the *highways*.
- e) “Corner” with reference to a *highway intersection*, means the point of *intersection* of the prolongation of the lateral *curb* lines or in the absence of *curbs* the prolongation of the edges of the *roadways*.
- f) “Crosswalk” means:
 - i) that part of a *highway* at an *intersection* of two *roadways* 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 or *curbs*, from the edges of the *roadway*, or
 - ii) 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.
- g) “Curb” includes the edge of the *roadway*.

- h) “Designated parking space” means a *parking space* properly signed for the exclusive use of a *vehicle* displaying a *permit* in accordance with the requirements of the *Highway Traffic Act* and the regulations made there under.
- i) “Driveway” means the improved land on a *highway*, which provide vehicular access from the *roadway* to the adjacent land.
- j) “Gross Weight” means the combined weight of *vehicle* and load.
- k) “Heavy Vehicle” means a *motor vehicle*:
 - i) having a carrying capacity in excess of one (1) ton, or
 - ii) any vehicle having a registered gross weight in excess of three thousand six hundred twenty-nine kilograms (3,629 kg/8,000 lbs.), or
 - iii) for which the permit fee under the *Highway Traffic Act* is based on the weight of the vehicle and load, in excess of three thousand six hundred twenty-nine kilograms (3,629 kg/8,000 lbs.), or
 - iv) which exceeds six point four (6.4) meters (21 feet) in length, or
 - v) which is equipped with tandem rear axles, or
 - vi) which is a tow truck, or
 - vii) which is a bus or a bus converted into a mobile home or used for commercial purposes,

But does not include an authorized County vehicle.

(Section (k) amended by By-Law 341/03, March 10/03)

- l) “Highway” includes a common and public *highway*, *street*, road, lane, avenue, parkway, *driveway*, square, place, bridge, viaduct or trestle, designed and intended for, or used by, the general public for the passage of *vehicles*, includes the area between the lateral property lines thereof and *sidewalks*, *boulevards* and *curbs* it may contain and includes a *roadway* and *shoulder*.
- m) “Highway Traffic Act” means the *Highway Traffic Act*, R.S.O. 1989, c.198, as amended.
- n) “Intersection” means the area embraced within the prolongation or connection of the lateral *curb* lines or, if none, then the lateral boundary lines of two or more *highways* that join one another at an angle, whether or not one *highway* crosses the other.
- o) “Ministry” means the Ministry of Transportation of Ontario.
- p) “Motor *vehicle*” includes an automobile, truck, motorcycle, motor assisted bicycle, and any other *vehicle* propelled or driven otherwise than by muscular power.
- q) “Municipality” means Municipality of the Corporation of Haldimand County.
- r) “One-Way Street” means a *street* upon which vehicular traffic is limited to movement in one direction.
- s) “Owner” means the *person* having ownership of, or *person* having control, charge or care of a *vehicle*.
- t) “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 merchandise or passengers.
- u) “Parking Space” means that part of the *roadway*, the use of which is designated for the purpose of *parking* a *vehicle*.
- v) “Pedestrian” means a *person* on foot, an invalid in a wheel chair or a child in a wheeled carriage or in any toy or in any toy *vehicle* other than a bicycle.

- w) “Permit” means a disabled *person parking permit* issued under the *Highway Traffic Act* or a *permit*, number or either marker or device issued by another jurisdiction and recognized under that Act;
- x) “Person” includes any *person*, firm, partnership, association, corporation, company or organization of any kind.
- y) “Police Officer” means a member of the Ontario Provincial Police.
- z) “Roadway” means the part of a *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 *roadways* collectively.
- aa) “School Bus” means a *vehicle* designed and used for the transportation of children to and fro school, and that complies with the regulations therefore made under the *Highway Traffic Act*.
- bb) “Shoulder” means that portion of every *street* which abuts the *roadway* and which is designed and intended for the passage or *stopping* of *motor vehicles* but which extends no more than four meters (4 meters) (12 feet) in width from the limit of the *roadway*.
- cc) “Sidewalk” means with respect to a *street* that;
 - (i) has a *curb* or *curbs*, that portion of the *street* intended for the use of *pedestrians* between the outside edge of the *curb* and the adjacent property line, or
 - (ii) with respect to a *street* without *curbs*, that portion of the *street* intended for the use of *pedestrians*.
- dd) “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 of a traffic control sign or signal.

ee) "Street" see "*Highway*";

ff) "Time" means where any expression of *time* occurs or where any hour or other period of *time* is stated the *time* referred to shall be eastern. Standard *time* except during the periods when daylight saving *time* is in effect in Haldimand County, during which period the *time* referred to shall be one hour in advance of standard *time*.

gg) "Traffic Control Device" means any sign, signal or other *roadway, curb* or *sidewalk* marking, or any other device erected or placed under the authority of this By-law for the purpose of regulating, warning or guiding traffic.

hh) "Vehicle" includes a *motor vehicle*, 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 the cars of electric or steam railways running only upon rails.

PART II- STOPPING AND PARKING REGULATIONS

Obedience to Traffic Regulations

2. Notwithstanding the other provisions of this by-law, in the case of fire or parade, or assembly of *persons*, congestions of traffic, construction project, or an emergency, *parking* may be restricted or prohibited by a Police Officer and such restrictions shall be complied with.

General Exception

3. a) No *person* shall place or exhibit any unauthorized sign upon any *street* attempting to regular or prohibit the *parking* of *vehicles* on the *street*.

b) The provisions of Part II of this By-law do not apply to an authorized emergency *vehicle* while engaged in the performance of its duties.

Method of Parking

Parallel

4. No *person* shall *park* or *stop* a *vehicle* on any *street* except upon the right hand side of the *street*, having regard for the direction in which the *vehicle* is required to proceed, and when *parked* on a *roadway*, the right front and rear wheels or runners or the *vehicle* shall be parallel to and distant not more than .30 m from the right-hand edge of the *roadway* adjacent to which the *vehicle* is *parked*, provided this subsection shall not apply where angle *parking* is authorized by this by-law, or upon one way *streets* as authorized by this by-law.

Angle

5. Where angle *parking* is permitted, no *person* shall *park* a *vehicle* except within the limits defined by pavement markings as set out in Schedule "I", attached hereto; if no pavement markings are visible, no *person* shall *park* a *vehicle* except at the angle not exceeding sixty degrees (60) with the permitted direction of travel and in all cases

- a) the *vehicle* has attached to it a trailer, or
- b) such *vehicle* obstructs or interferes with traffic in any way while so *parked*.

so that the front edge of the *roadway*, and no *person* shall *park* a *vehicle* at an angle if,

- a) the load carried extends beyond their ear of the *vehicle*,
or
- b) the *vehicle* has attached to it a trailer, or
- c) such *vehicle* obstructs or interferes with traffic in any way while so *parked*.

One-Way Streets

6. *Persons may park vehicles on both sides of a one-way street in the permitted locations and facing in the direction in which the vehicle is required to proceed, provided that, unless otherwise regulated, when parked on the left hand side of the roadway, determined by the permitted direction of travel, the left front and left rear wheels or runners of the vehicle shall be parallel to and distant not more than .15 m. from the edge of the roadway adjacent to which such vehicle is parked.*

Stopping Prohibited

7. No person shall stop a vehicle on any street in any of the following places;
 - a) within an *intersection* or *crosswalk*, or school crossing, or within 6 meters of a *crosswalk* or school crossing,
 - b) on or over a *sidewalk*
 - c) on a *boulevard*
 - d) on any *street* in a manner which obstructs traffic
 - e) in a position that will prevent the convenient removal of any other *vehicle* previously *stopped* or *parked*
 - f) alongside or across the *street* for any excavation or obstruction in the *roadway* when the free flow of traffic will thereby be impeded
 - g) upon any bridge or within any tunnel or underpass

Stopping Prohibited on Specified Streets

8. No person shall stop a vehicle upon the side or sides of any *streets* or part of *streets* as set out in Schedule "B" attached hereto, when *appropriate authorized signs* have been erected and are on display.

Parking Prohibited

9. Unless otherwise permitted in this by-law, no *person* shall at any time *park* a *vehicle* in any of the following places:
- a) in such a manner as to obstruct a *sidewalk* or *boulevard*, or *crosswalk*, *driveway* or private access,
 - a) within 1.5 meters of a point in the edge of a *roadway* nearest a fire hydrant
 - b) within an *intersection*
 - c) within 9 meters of an intersecting road
 - d) within 15 meters of any level crossing of a railway
 - e) on a *roadway* having an overall width of less than 6 meters
 - f) for a period of longer than 48 consecutive hours
 - g) in front of an entrance to or an exit from a building or enclosure space which *persons* may be expected to congregate in larger numbers
 - h) on any *highway* for the purpose of displaying the *vehicle* for sale
 - i) on any *highway* for the purpose of washing, greasing, painting or repairing the *vehicle* except where such repairs have been necessitated by an emergency
 - j) in front of the entrance to a hospital
 - k) in front of the entrance to a place of worship
 - l) in such a position as will prevent the removal of any other *vehicles* previously *parked*
 - m) in front of the entrance to any place where goods or merchandise are regularly delivered or removed
 - n) no person shall park a heavy vehicle on any *highway* in the municipality

No Parking on Specified Streets

10. No *person* shall *park* a *vehicle* upon the side or sides of any *streets* or part of *streets* as set out in Schedule "C", attached hereto, during any of the *times* specified

therein, when *appropriate authorized signs* have been erected and are on display.

Restricted Parking on Specified Street

11. No *person* shall *park* a *vehicle* upon the side or sides of any *streets* or part of *streets* as set out in Schedule “D”, attached hereto during the periods specified therein and exclusive of those days listed therein, when *appropriate authorized signs* have been erected and are on display.

Alternate Side Parking

12. In respect of those *streets* or part of *streets* as set out in Schedule “E” attached hereto, no *person* shall *park* any *vehicle* on that side of the *street* indicated, during that part of the month indicated, when *appropriate authorized signs* have been erected and are on display.

School Bus Loading Zones

13. No *person* shall *stop*, *stand* or *park* a *vehicle* at any *school bus* loading zones as set out in Schedule “F”, attached hereto, when *appropriate authorized signs* have been erected and are on display.

Municipal Parking Lots

14. No *person* shall *park* or *stop* on the lands as set out in Schedule “G”, attached hereto, when *appropriate authorized signs* have been erected and are on display.

Physically Disabled Parking

15. No *person* shall *park* a *vehicle* in *designated parking spaces* as set out in Schedule “H”, attached hereto, without displaying a valid *permit*, when *appropriate authorized signs* have been erected and are on display.

Funeral Processions

16. Where the appropriate signs are erected and are on display, no person shall *park* a *vehicle* so as to interfere with the formation of a funeral procession.

Towing

17. Any *police officer* or *by-law enforcement officer* upon discovery of any *vehicle parked* or left in contravention of one or more of these provisions may cause it to be taken and stored in a suitable place and all costs relating to the removal, care and storage thereof shall be a lien upon the *vehicle* which may be enforced in the manner provided by the *Repair and Storage Liens Act*, R.S.O. 1990. Chapter R.25.

PART III – ENFORCEMENT AND PENALTIES

18. Every *person* contravening any of the provisions of this By-Law is guilty of an offence and, on conviction, is liable to a fine as provided for in, and recoverable under, the Provincial Offences Act, unless the *owner* proves to the satisfaction of the Court that, at the time of the offence, the *vehicle* was in the possession of another *person* without the *owner's* consent, expressed or implied.
19. When a *vehicle* is found *parked* or *stopped* in contravention of the provisions of this By-Law, it shall be the duty of the *Police Officer* or *By-Law Enforcement Officer* for the Corporation of Haldimand County, to attach to the *vehicle* a Parking Infraction Notice stating
20. Date, time and place of alleged infraction
 - a) License plate number of *vehicle*.
 - b) Expiry date of license plate of *vehicle*.
 - c) Infraction(s) for which the Notice is being issued.

21. The Parking Infraction Notice and Certificate of Parking infraction shall be in the form as prescribed in Ontario Regulations made under the *Provincial Offences Act*.
22. An *owner* or operator of a *vehicle* may make early payment within five (5) days in the amount as shown on the face of the Notice to an office of the Corporation of Haldimand County.
23. Where the *owner* or operator of the *vehicle* fails to make payment within five (5) days but makes payment within fifteen (15) days of the date of the infraction, voluntary payment of the set fine as shown on the face of the Notice may be made to an office of the Corporation of Haldimand County.
24. Each day a violation of this By-law continues shall constitute a separate and distinct offence under this By-law.

PART IV – PARTIAL INVALIDITY

25. Notwithstanding any other Parking By-law enacted by the Corporation of Haldimand County this by-law shall remain in effect.
26. Should any section, clause or provision of this By-law or the application thereof be held by a court of competent jurisdiction to be invalid or unenforceable to any extent, the remainder of this By-law and the application thereof to circumstances other than to those held to be invalid or unenforceable shall not be affected thereby and each section, clause and provision of this By-law shall be separately valid and enforceable to the fullest extent permitted by law.

27. Where a form of words or expression are prescribed in this by-law, deviations there from not effecting the substance, or calculated to mislead, do not vitiate them.
28. The requirements of this by-law do not nullify the effect and authority of any other Parking By-law within Haldimand County.

PART V - REPEAL

29. That the former Town of Dunnville By-law 37-98, former Town of Haldimand By-law 737/89, former City of Nanticoke By-law 44-82 and former municipality of Haldimand-Norfolk By-law 173-91 and any amendments thereto are hereby repealed in their entirety.

PART VI - ENACTMENT

30. This By-law comes into effect and into force on March 1st, 2003.
31. The short title of this By-law is the Parking Control By-law.

READ a First and Second time this 16th day of December, 2002.

READ a Third time and finally passed this 16th day of December, 2002.

Schedule "A"
To By-law 307/02 SET FINES

Short Form Wording	Early Payment \$	Set Fine \$
Stopping Prohibited	\$30.00	\$40.00
Parked where prohibited	\$20.00	\$30.00
Parked on sidewalk	\$20.00	\$30.00
Parked on boulevard	\$20.00	\$30.00
Parked within 1.5 meters of a fire hydrant	\$50.00	\$75.00
Parked within intersection	\$20.00	\$30.00
Parked on crosswalk	\$20.00	\$30.00
Parked obstructing traffic	\$20.00	\$30.00
Parked obstructing parked vehicle	\$20.00	\$30.00
Parked within 15 meters of railway crossing	\$20.00	\$30.00
Parked on roadway less than 6 meters wide	\$20.00	\$30.00
Exceeded two hour parking limit signs	\$20.00	\$30.00
Parked longer than 48 consecutive hours	\$20.00	\$30.00
Not parked at required angle	\$20.00	\$30.00
Parked wrong way on Street	\$20.00	\$30.00
Parked longer than 12 consecutive hours	\$20.00	\$30.00

Parked/stopped in designated space – no permit	N/A	\$310.00
Parked too close – lane/driveway	\$20.00	\$30.00
Parked in area reserved for funeral procession	\$20.00	\$30.00
Parked heavy vehicle in a prohibited area	\$75.00	\$100.00

**Schedule “B”
To By-law 307/02 “NO STOPPING”**

STREET	SIDE	FROM	TO	PERIOD
CALEDONIA				
Argyle St. N.	Both	Caithness St.	30 metres southerly	Anytime
Argyle St. N.	East	Orkney St.	C.N.R. Tracks	Anytime
Argyle St. N.	West	Orkney St.	C.N.R. Tracks	Anytime
Argyle St. S.	Both	The intersection of Celtic/Braemar Avenues	The intersection of Highway No. 6	From 8:00am to 8:00pm on Oct. 15, 2006
<i>(Above Section amended by By-Law 752/06, Oct. 13/06)</i>				
Argyle St. N.	West	Orkney St.	Sutherland St.	Anytime
Argyle St. N.	West	Caithness St.	30 metres northerly	Anytime

Schedule “B”
To By-law 307/02 “NO STOPPING”

Argyle St. N.	East	Caithness St.	27 metres northerly	Anytime
<i>(Above three Sections amended by By-Law 1239/11, Nov. 07/11)</i>				
Caithness St. E	South	Argyle St.	21 metres easterly	Anytime
Caithness St. E.	North	Argyle St.	30 metres easterly	Anytime
Caithness St. W.	North	Argyle St. N.	15 metres westerly	Anytime
Caithness St. W.	South	Argyle St. N.	28 metres westerly	Anytime
<i>(Above two Sections amended by By-Law 1399/13, Oct. 15/13)</i>				
Kinross St.	North	Argyle St. S.	80 metres westerly	Anytime
Kinross St.	South	Argyle St. S.	75 metres westerly	Anytime
Nairn St.	Both	Orkney St. E.	128 metres southerly	Anytime
Renfrew St.	North	A point 90 meters east of Wigton St.	A point 130 meters east of Wigton St.	7am to 9am and 3pm to 4:30pm From Sept. 1 st to June 30 th
<i>(Above section amended by By-Law 803/07, April 23/07)</i>				

Schedule “B”
To By-law 307/02 “NO STOPPING”

STREET	SIDE	FROM	TO	PERIOD
CAYUGA				
Talbot Street West	South	Ouse Street	48 metres easterly	Anytime
<i>(Above Section amended by By-Law 1480/14, Oct. 14/14)</i>				
Talbot Road	South	90 metres west of Martin St.	120 metres east of Martin St.	Anytime
Talbot Road	North	90 metres west of Martin St.	120 metres east of Martin St.	Anytime
<i>(Above two Sections amended by By-Law 530/04, Sept. 07/04, Above Section Amended by By-law ###/15 – Aug. 31 /15)</i>				
Thorburn St.	West	Talbot St.	8 metres southerly	Anytime
Joseph St.	North	Munsee St.	130 meters east	7 a.m. to 9 a.m. and 3 p.m. to 4:30 p.m. September 1 st to June 30 th
<i>(Above section amended by By-Law 1290/12, Aug. 13/12)</i>				

Schedule "B"
To By-law 307/02 "NO STOPPING"

STREET	SIDE	FROM	TO	PERIOD
DUNNVILLE				
Alder St.	North	Cedar St.	Pine St.	8 a.m. to 4:30 p.m. Monday to Friday
Alder St.	North	Pine St	56 metres westerly	8 a.m. to 4:30 p.m. Monday to Friday
Broad St.	South	27 metres east of Chestnut St.	Maple St.	Anytime
Cross St.	South	3 metres east of bus entrance	3 metres west of bus entrance	8 a.m. to 4:30 p.m. Monday to Friday

STREET	SIDE	FROM	TO	PERIOD
DUNNVILLE				
Fairview St.	North	106 metres east from John St.	52 metres easterly	8 a.m. to 4:30 p.m. Monday to Friday
Pine St.	Both	Alder St.	South Cayuga St.	8 a.m. to 4:30 p.m. Monday to Friday
<i>(Above Section amended by By-Law 862/07, Oct. 15/07)</i>				

Schedule "B"
To By-law 307/02 "NO STOPPING"

STREET	SIDE	FROM	TO	PERIOD
HAGERSVILLE				
Parkview Road	North	Laidlaw Street	115 meters east of Laidlaw Street	7 a.m. to 9 a.m. and 3 p.m. to 4:30 p.m. September 1 st to June 30 th
<i>(Above Section amended by By-Law 1494/14, Dec. 15/14)</i>				

Schedule "C"
To By-law 307/02 "NO PARKING"

STREET	SIDE	FROM	TO	PERIOD
HAGERSVILLE				
Main St.	West	Railway	60 metres northerly	Anytime
Main St. N.	East	King St.	38 meters north	Anytime
Main St. N.	West	King St.	56 meters north	Anytime
Main St. S.	East	King St.	15 meters south	Anytime
Main St. S.	West	King St.	45 meters south	Anytime
<i>(Above four Sections amended by By-Law 1302/12, Oct. 15/12)</i>				
Railway	North	Main St.	Centre St.	Anytime
Railway	South	Main St.	85 metres westerly	Anytime

**Schedule “C”
To By-law 307/02 “NO PARKING”**

STREET	SIDE	FROM	TO	PERIOD
Caledonia				
Aberdeen St.	East	North limit of Caithness St. E.	South Limit of Sutherland St. E.	Anytime
Aberdeen St.	West	South Limit of Caithness St. E.	To a point 130 metres north	Anytime
<i>(Above Section amended by By-Law 400/03, Aug. 11/03)</i>				
Alabastine Ave.	South	Highway #6	Domtar Rail Siding	Anytime
Argyle St. N.	East	A point 20 metres south of Sutherland St.	Sutherland St.	Anytime
Argyle St. N.	East	Sutherland St.	15 metres northerly	Anytime
Argyle St. N.	East	21 metres north of Sutherland St.	Orkney St.	Anytime
Argyle St. S.	Both	Forfar St.	Haddington St.	Anytime
Argyle St. S.	Both	The intersection of Celtic/Braemar Avenues	The intersection of Highway No. 6	From 8:00am to 8:00pm on October 15, 2006
<i>(Above Section amended by By-Law 752/06, Oct. 13/06)</i>				

Schedule “C”
To By-law 307/02 “NO PARKING”

Banff St.	West	North Limit of Caithness St. E.	South limit of Orkney St. E	Anytime
Burke Dr.	North-East	Aberdeen St.	Orkney St. E.	Anytime
<i>(Above two Sections amended by By-Law 400/03, Aug. 11/03)</i>				
Caithness St.	South	A point 89 metres east of Argyle St.	A point 94 metres east of Argyle St.	Anytime
Caithness St. E.	North	Aberdeen St.	Delaware St.	Anytime
Caithness St. E.	South	East side of Edinburgh Square E.	138 metres easterly	Anytime
Caithness St. E.	South	A point 144 metres east of Argyle St.	A point 150 metres easterly	Anytime

STREET	SIDE	FROM	TO	PERIOD
CALEDONIA (continued)				
Caithness St. W.	North	Shetland St.	Ross St.	Anytime
Caithness St. W.	North	A point 41 metres west of Argyle St. N.	43 metres westerly	Anytime
<i>(Above Section amended by By-Law 1399/13, Oct. 15/13)</i>				

Schedule “C”
To By-law 307/02 “NO PARKING”

Caithness St. W.	North	A point 108 metres westerly	Ross St.	Anytime
Caithness St. W.	South	A point 38 metres west of Argyle St. N.	43 metres westerly	Anytime
Caithness St. W.	South	A point 103 metres west of Argyle St. N.	Ross St.	Anytime
Edinburgh Square East	East	North limit of Caithness St. E.	South limit of Sutherland St. E.	Anytime
Edinburgh Square East	West	North Limit of Caithness St. E.	A point 42 metres north	Anytime

STREET	SIDE	FROM	TO	PERIOD
CALEDONIA (continued)				
Edinburgh Square West	East	North limit of Caithness St. E.	South limit of Sutherland St. E.	Anytime

**Schedule “C”
To By-law 307/02 “NO PARKING”**

Edinburgh Square West	West	North limit of Caithness St. E.	A point 9 metres north (H.T.A.)	Anytime
Grand Ave.	West	North Limit of Caithness St. E.	A point 103 metres north	Anytime
Haddington St.	South	McKenzie Rd.	320 metres westerly	Anytime
Industrial Dr.	Both	West limit of roadway	East limit of roadway	Anytime
Nairn St.	Both	Caithness St.	Grand River	Anytime
Orkney St.	North	Narin St.	120 metres easterly	Anytime
Public Lane	Both	Caithness St.	Sutherland St. E	Anytime
Public Lane	Both	Caithness St.	Moray St.	Anytime

STREET	SIDE	FROM	TO	PERIOD
CALEDONIA (continued)				
Shetland St.	East	Orkney St.	Sutherland St.	Anytime
Sutherland St. E.	North	Argyle St. N	Nairn St.	Anytime

Schedule “C”
To By-law 307/02 “NO PARKING”

Sutherland St. E.	North	East Limit of Banff St.	West limit of Aberdeen St.	Anytime
Sutherland St. E.	North	Est Limits of Edinburg Square East	West limit of Banff St.	Anytime
<i>(Above Section amended by By-Law 400/03, Aug. 11/03)</i>				
Sutherland St. W	North	Argyle St. N	Shetland St.	Anytime
Sutherland St. W.	South	Shetland St.	60 metres easterly	Anytime
Wigton St.	East	Argyle St. S	Haddington St.	Anytime
Wigton St.	West	Argyle St. S	61 metres southerly	Anytime
Wigton St.	West	Argyle St.	Renfrew St.	Anytime

STREET	SIDE	FROM	TO	PERIOD
CAYUGA				
Brant St.	North	40 metres west of Munsee St.	Ottawa St.	Anytime
Brant St.	North	Ouse St.	Grand River	Anytime

Schedule "C"
To By-law 307/02 "NO PARKING"

STREET	SIDE	FROM	TO	PERIOD
CAYUGA (continued)				
Brant St.	South	Ouse St.	Grand River	Anytime
Cayuga St.	East	Talbot St.	East side of Seneca	Anytime
Cayuga St.	East	Talbot St.	15 metres northerly	Anytime
Cayuga St.	West	Talbot St.	15 metres southerly	Anytime
Cayuga St.	West	Talbot St.	15 metres northerly	Anytime
McKay St.	North	Munsee St.	25 metres easterly	Anytime
McKay St.	South	Munsee St.	25 metres easterly	Anytime
McKay St.	South	100 metres east of Munsee St.	25 metres easterly	Anytime
Munsee St.	Both	Talbot St.	Hill St.	Anytime
Munsee St.	Both	Indian St. S.	Hill St.	Anytime
Munsee St.	East	Talbot St.	McKay St.	Anytime
Norton Street	North	Munsee Street North	Ottawa Street North	Anytime
<i>(Above section amended by By-Law 1506/15, Feb. 09/15)</i>				
Ottawa St.	Both	Talbot St.	8 metres southerly	Anytime
Talbot St.	Both	Cayuga St.	20 metres easterly	Anytime

**Schedule “C”
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Talbot St.	North	Cayuga St.	20 metres westerly	Anytime
Talbot St.	South	Cayuga St.	15 metres easterly	Anytime
Talbot St.	Both	Ottawa St.	Thorburn Street	Anytime
Thorburn St.	East	Highway No. 3	24 metres north of McKay St.	Anytime
Thorburn St.	West	Highway No. 3	31 metres south of Highway No. 3	Anytime
<i>(Above Section amended by By-Law ###/15, Aug. 31/15)</i>				
Tuscarora St.	North	Ouse St.	Grand River	Anytime
Tuscarora St.	South	Ouse St.	Grand River	Anytime

STREET	SIDE	FROM	TO	PERIOD
DUNNVILLE				
Alder St.	North	Chestnut St.	Cedar St.	Anytime
Alder St.	South	Pine St.	George St.	Anytime
Alder St. W.	North	John St.	A point 24 metres west of John St.	Anytime
Broad St.	Both	Niagara St.	Taylor Road	Anytime
Broad St.	North	Chestnut St.	15 metres easterly	Anytime

**Schedule “C”
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Broad St.	North	Tamarac St.	30 metres easterly	Anytime
Broad St.	North	Chestnut St.	George St.	Anytime
Broad St.	South	George St.	47 metres easterly	Anytime
Broad St.	South	Cedar St.	15 metres easterly	Anytime
Broad St.	South	Cedar St.	38.5 metres westerly	Anytime
Broad St.	South	Tamarac St.	15 metres easterly	Anytime
Cedar St.	East	Broad St.	Concession St.	Anytime
Cedar St.	West	Broad St.	Main St.	Anytime
Cedar St.	West	Forest St.	North Cayuga	Anytime

Chestnut St.	West	Broad St.	30 metres northerly	Anytime
Chestnut St.	West	Queen St.	34 metres northerly	Anytime
Chestnut St.	West	South Cayuga	15 metres southerly	Anytime
Chestnut St.	East	Queen St.	11 meters northerly	Anytime

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Chestnut St.	West	Queen St.	14 meters northerly	Anytime
<i>(Above two Sections amended by By-Law 1063/10, Feb 16/10)</i>				
Cross St.	South	Robinson St.	George St.	Anytime
Dickhout St.	Both	Villella	Southerly to Water’s Edge	Anytime
Esplanade St.	Both	Dunnville St.	River’s Edge	Anytime
Forest St.	North	100 metres east from Cedar St.	68 metres easterly	Anytime
Forest St.	North	310 metres east from Cedar St.	Tamarac St.	Anytime
Forest St.	South	Cedar St.	225 metres easterly	Anytime
Forest St.	South	290 metres east from Cedar St.	Tamarac St.	Anytime
George St.	East	Main St.	Alder St.	Anytime
George St.	West	Main St.	Broad St.	Anytime

Schedule "C"
To By-law 307/02 "NO PARKING"

Helena St.	East	Broad St.	Lock St.	8 a.m. to 5 p.m. Monday to Friday Labour Day to July 1 st
Helena St.	West	Main St.	Lock St.	8 a.m. to 5 p.m. Monday to Friday Labour Day to July 1 st

STREET	SIDE	FROM	TO	PERIOD
DUNNVILLE (continued)				
Helena St.	East	Broad St.	Lock St.	8 a.m. to 5 p.m. Monday to Friday Labour Day to July 1 st
Helena St.	West	Main St.	Lock St.	8 a.m. to 5 p.m. Monday to Friday Labour Day to July 1 st

**Schedule “C”
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Hydro	East	Main St.	95 metres southerly	Anytime
John St.	East	Broad St.	Jarrett St.	Anytime
Lock St.	North	Cedar St.	34 metres easterly	Anytime
Lock St.	North	Helena St.	George St.	8 a.m. to 5 p.m. Monday to Saturday
Lock St.	South	Cedar St.	Pine St.	Anytime
Lock St.	South	Pine St.	Church St.	Anytime
Lock St.	South	Church St.	George St.	Anytime
Lock St.	South	Cedar St.	22 metres easterly	Anytime
Lock St.	South	George St.	A point 315 meters west	Anytime
Lock St.	North	255 meters west of George St.	A point 140 meters west	Anytime
<i>(Above two Sections amended by By-Law 862/07, Oct. 15/07)</i>				

Schedule “C”
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Lock St. E.	North	A point 157 meters east of Cedar St.	A point 192 meters east of Cedar St.	Anytime
<i>(Above Section amended by By-Law 1063/10, Feb. 16/10)</i>				
Main St.	North	Helena St.	Tamarac St.	Anytime
Main St.	North	George St.	42.5 metres easterly	Anytime
Main St.	South	A point 20 metres east of George St.	22.5 metres easterly	Anytime
Main St.	South	Cedar St.	Queen St.	Anytime
Main St.	South	West side of Church St.	67 metres easterly	Anytime
Main St.	South	Rainham Rd.	Maple St.	Anytime
<i>(Above Section amended by by-law 862/07, Oct. 15/07)</i>				
Niagara St.	Both	Broad St.	Main St.	Anytime
North Cayuga	North	Cedar St.	Pine St.	Anytime
North Cayuga	South	John St.	Pine St.	Anytime
Pine St.	East	North Cayuga	27 metres north from Cross St.	Anytime

**Schedule “C”
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Pine St.	East	82 metres north from Cross St.	Concession	Anytime
Port Maitland Road	Both	North limit of Dunnville St.	A point 58 metres north	Anytime
Pyle St.	East	Villella St.	Southerly to Water’s Edge	Anytime
Pyle St.	West	15 metres north from Villella St.	Southerly to Water’s Edge	Anytime
Queen St.	South	189 metres east from Tamarac St.	Niagara St.	Anytime
Queen St.	South	Tamarac St.	A point 120 meters east	Anytime
<i>(Above Section amended by By-Law 862/07, Oct. 15/07)</i>				
Queen St.	East	Main St.	36 metres northeast	Anytime
Queen St.	West	Main St.	34 meters northeast	Anytime

**Schedule “C”
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Queen St.	East	A point 90 meters west of Bridge St.	A point 55 meters west of Bridge St.	Anytime
<i>(Above three Sections amended by By-Law 1063/10, Feb. 16/10)</i>				
South Cayuga St.	North	West St.	Pine St.	Anytime
South Cayuga St.	South	Pine St.	Cedar St.	Anytime
<i>(Above two Sections amended by By-Law 862/07, Oct. 15/07)</i>				
Tamarac St.	West	Broad St.	Main St.	Anytime
Tamarac St.	East	50 meters north of Alder St.	Ramsey Drive	Anytime
<i>(Above Section amended by By-Law 862/07, Oct. 15/07)</i>				

**Schedule “C”
To By-law 307/02 “NO PARKING”**

STREET	SIDE	FROM	TO	PERIOD
FISHERVILLE				
Erie Avenue North	East	Main Avenue	10 metres north	Anytime
Erie Avenue North	West	Main Avenue	20 metres north	Anytime
Erie Avenue South	East	Main Avenue	10 metres south	Anytime
Erie Avenue South	West	Main Avenue	20 metres south	Anytime
Main Avenue East	North	Erie Avenue	10 metres east	Anytime
Main Avenue East	South	Erie Avenue	10 metres east	Anytime
Main Avenue West	North	Erie Avenue	20 meters west	Anytime
Main Avenue West	South	Erie Avenue	14 meters west	Anytime
<i>(Above eight Sections amended by By-Law 1537/15, June 1/15)</i>				

Schedule "C"
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STREET	SIDE	FROM	TO	PERIOD
HAGERSVILLE				
Alma St.	West	King St.	David St.	Anytime
David St.	North	Alma St.	Sherring St.	Anytime
David St.	South	Main St.	Alma St.	Anytime
Howard St.	East	A point 33 metres south of King St.	A point 53 metres southerly	Anytime
Howard St.	West	A point 83 metres south of King St.	A point 112 metres southerly	Anytime
Howard St.	West	King St.	A point 62 metres southerly	Anytime
Indian Line	Both	60 metres east of Regional Rd. 53	660 metres east of Regional Rd. 53	Anytime
John St.	West	King St.	Church St.	Anytime
King St.	Both	A point 25 metres east of the east limit of Main St.	West limit of Sherring St.	2 hours 8 a.m. to 2 a.m.
King St.	North	A point 15 metres west of the west limit of Main St.	A point 47 metres east of Tuscarora St.	2 hours 8 a.m. to 2 a.m.

**Schedule “C”
To By-law 307/02 “NO PARKING”**

King St.	North	A point 28 metres east of the east limit of Tuscarora St.	East limit of Tuscarora St.	2 hours 8 a.m. to 2 a.m.
King St.	South	A point 15 meters west of the west limit of Main St.	East limit of John St.	2 hours 8 a.m. to 2 a.m.
King St. E.	South	The centre line of Hunter St.	A point 176 meters east of the centre line of Hunter St.	Anytime

(Above Section amended by By-Law 417/03, Sept. 22/03)

STREET	SIDE	FROM	TO	PERIOD
HAGERSVILLE (continued)				
King St. E. & W.	Both	Main St.	15 meters	Anytime
King St. W.	South	John St.	C.N.R. Tracks	Anytime
King St. E.	North	60 meters from the west limit of Parkview Drive	A point 290 meters west of Parkview Drive	Anytime

**Schedule “C”
To By-law 307/02 “NO PARKING”**

<i>(above Section amended by By-law 329/03 Jan. 20/03)</i>				
King St. E	South	East limit of Alma Street	West limit of Sherring Street	Anytime
<i>(above Section amended by By-law 355/03 Mar. 31/03)</i>				
King St.	South	Howard Street	A point 35 meters west of Howard St.	Anytime
<i>(Above Section amended by By-Law 616/05, Aug. 08/05)</i>				
King St.	South	A point 55 meters west of Parkview Drive	A point 75 metres west of Parkview Drive	Anytime
<i>(Above Section Amended by By-Law 905/08, March 31/08)</i>				
Main St.	Both	Parkview Rd.	150 meters northerly	Anytime
Main St. N.	East	David St.	195 meters northerly	Anytime
<i>(Above Section amended by By-Law 736/06, Aug. 08/06)</i>				
Parkview Rd.	Both	East limit of Highway No. 6	123 meters east of the center line of Highway No. 6	Anytime
Parkview Rd.	North	98 metres east of the center line of Hunter St.	29 metres east of the center line of Hunter St.	Anytime

Schedule "C"
To By-law 307/02 "NO PARKING"

Parkview Rd.	South	127 metres east of the center line of Highway No. 6	162 metres east of the center line of Highway No. 6	Anytime
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STREET	SIDE	FROM	TO	PERIOD
JARVIS				
Monson St.	East	Lot line between Lots 11 & 12, Block L, R.P. 3828	North side of Boyd St.	Anytime
Monson St.	West	The south side of Lafayette St.	A point 179 metres south from the south side of Lafayette St.	Anytime
Peel St.	Both	West side of Main St. (King's Highway #6)	East side of Church St.	Anytime

**Schedule “C”
To By-law 307/02 “NO PARKING”**

Peel St.	North	West side of Craddock Blvd.	A point 60 metres west of the west side of Craddock Blvd.	Anytime
Peel St.	South	West side of Craddock Blvd.	A point 36 metres west of the west side of Craddock Blvd.	Anytime
Peel St.	Width of Roadway	A point 95 metres west of west side of Craddock Blvd.	A point 95 metres west of west side of Craddock Blvd.	Anytime

Schedule "C"
To By-law 307/02 "NO PARKING"

STREET	SIDE	FROM	TO	PERIOD
KOHLER				
Kohler Rd.	East	450 metres north of the main entrance to Toronto Motorsports Park	400 metres south of the main entrance to Toronto Motorsports Park	Anytime
Kohler Rd.	West	300 metres north of the main entrance of Toronto Motorsports Park	400 metres south of the main entrance of Toronto Motorsports Park	Anytime

STREET	SIDE	FROM	TO	PERIOD
RAINHAM				
Fisherville Road	Both	12 metres north, south, east and west of the intersection of Regional Rd No. 12 and road allowance between Concession 4 & 5 Twp. Of Rainham		Anytime

Schedule “C”
To By-law 307/02 “NO PARKING”

Fisherville Road	Both	The intersection of Regional Rd. No. 3 and Regional Rd. No. 12	3000 metres south	Anytime (Sept. 1 to Sept. 30/96)
Lakeshore Road	Both	West side of Lot 1, Concession 1	The boundary between Wards 7 and 8 (easterly boundary of Lot 25, Concession 1)	Anytime
Rainham Centre	Both	Grant St. in the Hamlet of Byng	North end of the Bridge across the Grand River	Anytime
Rainham Centre	North	The intersection of Regional Rd. No. 3 and Regional Rd No. 8	A point 14 metres westerly	Anytime

Schedule “C”
To By-law 307/02 “NO PARKING”

Rainham Rd.	Both	Intersection of Regional Rd. 3 and Regional Rd. 8	2000 metres west of Regional Rd. 12	Anytime (Sept. 1 to Sept 30/96)
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STREET	SIDE	FROM	TO	PERIOD
SELKIRK				
Blue Water Parkway	Both	170 metres north of Summerhaven Pedestrian Bridge	285 metres south of Summerhaven Pedestrian Bridge	Anytime
Erie Street	Both	Lakeshore Road	140 metres north of Lakeshore Road	Anytime
<i>(Above Section amended by By-Law ###/15, Aug. 31/15)</i>				
Erie St.	Both	The intersection of Regional Road No. 3 and Erie Street	A point 13 metres southerly	Anytime
Erie St.	Both	The intersection of Regional Rd. 53 and Regional Rd. 3	A point 190 metres northerly	Anytime

Schedule "C"
To By-law 307/02 "NO PARKING"

Erie St.	East	190 metres north of the centreline of Regional Rd. 3	232 metres north of the centreline of Regional Rd. No. 3	Anytime
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STREET	SIDE	FROM	TO	PERIOD
WALPOLE				
Lakeshore Road in former Twp. Of Walpole	South	A point 41 metres east of the lot line between Lots 23 and 24	A point 57 metres east of the lot line between Lots 23 and 24	Anytime
Main St.	North	48 metres west of the centre line of Regional Rd No. 53	68 metres west of the centreline of Regional Rd. No. 53	15 minutes maximum Monday to Friday 7:30 a.m. to 6:00 p.m. Saturday 7:30 a.m. to 12:00 noon

**Schedule “C”
To By-law 307/02 “NO PARKING”**

Old Highway #3 in the former Twp. Of Walpole	Both	The west side of Regional Road 70	The south side of Provincial Highway #3	Anytime
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**Schedule “D”
To By-law 307/02 “RESTRICTED PARKING”**

STREET	SIDE	AREA	TIME	PERIOD
CALEDONIA				
Argyle St. N.	East	From a point 30 metres north of Caithness St. to a point 20 metres south of Sutherland St.	8 a.m. to 2 a.m.	2 hours
Argyle St. N.	East	15 metres north of Sutherland to 6 metres northerly	8 a.m. to 2 a.m.	2 hours
Argyle St. N.	West	From a point 30 metres north of Caithness St. to Sutherland St.	8 a.m. to 2 a.m.	2 hours

Schedule “D”
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Caithness St. E.	North	From a point 30 metres east of Argyle St. to Edinburgh Square E.	8 a.m. to 2 a.m.	2 hours
Caithness St. E.	South	A point 15 metres east of Argyle St. to Edinburgh Square E.	8 a.m. to 2 a.m.	2 hours

STREET	SIDE	AREA	TIME	PERIOD
CALEDONIA (continued)				
Caithness St. W.	North	A point 15 metres west of Argyle St. S. to a point 26 metres westerly	8 a.m. to 2 a.m.	2 hours
Caithness St. W.	North	From a point 84 metres west of Argyle St. N. to a point 108 metres westerly	8 a.m. to 2 a.m.	2 hours
Caithness St. W.	South	A point 28 metres west of Argyle St. S. to a point 6 metres westerly	8 a.m. to 2 a.m.	2 hours

Schedule “D”
To By-law 307/02 “RESTRICTED PARKING”

(Above three Sections amended by By-Law 1399/13, Oct. 15/13)

Caithness St. W.	South	From a point 81 metres west of Argyle St. north to a point 22 metres westerly	8 a.m. to 2 a.m.	2 hours
Moray St. W.	South	From Argyle St. north 61 metres westerly	8 a.m. to 2 a.m.	2 hours
Orkney St. E.	Both	Argyle St. north to Nairn St.	8 a.m. to 2 a.m.	2 hours
Sutherland St. E.	South	From Argyle St. north to Edinburgh Square W	8 a.m. to 2 a.m.	2 hours
Sutherland St. W.	South	From Argyle St. north to a point 60 metres east of Shetland St.	8 a.m. to 2 a.m.	2 hours

Schedule "D"
To By-law 307/02 "RESTRICTED PARKING"

STREET	SIDE	AREA	TIME	PERIOD
CAYUGA				
Cayuga St.	Both	From Talbot St. to Mohawk St.	8 a.m. to 2 a.m.	2 hours
King St.	Both	From Ouse St. to Cayuga St.	8 a.m. to 2 a.m.	2 hours
King St.	South	From Cayuga St. to Ottawa St.	8 a.m. to 2 a.m.	2 hours
Ottawa St.	East	From Echo St. to Norton St.	8 a.m. to 2 a.m.	2 hours
Talbot Street	North	20 metres west of Cayuga Street to Ouse Street	8 a.m. to 2 a.m.	2 hours

Schedule “D”
To By-law 307/02 “RESTRICTED PARKING”

Talbot Street	South	15 metres west of Cayuga Street to 20 metres east of Ouse Street	8 a.m. to 2 a.m.	2 hours
Talbot Street	Both	20 metres east of Cayuga Street to 15 metres west of Ottawa Street	8 a.m. to 2 a.m.	2 hours
<i>(Above Section amended by By-Law ###/15, Aug. 31/15)</i>				

STREET	SIDE	AREA	TIME	PERIOD
DUNNVILLE				
Broad St.	South	47 metres east from George St to 38.5 metres west from Cedar St.	8 a.m. to 2 a.m.	2 hours
Broad St.	South	30 meters east from Cedar St. to Chestnut St.	8 a.m. to 2 a.m.	2 hours
Broad St.	South	Chestnut St. to 27 meters east	8 a.m. to 2 a.m.	2 hours
Broad St.	North	Chestnut St. to 115 meters east	8 a.m. to 2 a.m.	2 hours

Schedule “D”
To By-law 307/02 “RESTRICTED PARKING”

<i>(Above three Sections amended by By-Law 1063/10, Feb 16/10)</i>				
Broad St.	North	15 meters east of Chestnut St. to 115 meters east	8 a.m. to 2 a.m.	2 hours
<i>(Above Section amended by By-Law 1180/11, April 04/11)</i>				
Bridge St.	West	Queen St. to 52 meters south	8 a.m. to 2 a.m.	2 hours
<i>(Above Section amended by By-Law 1063/10, Feb 16/10)</i>				
Chestnut St.	Both	Alder St. to Broad St.	8 a.m. to 2 a.m.	2 hours
Chestnut St.	Both	Queen St. to Broad St.	8 a.m. to 2 a.m.	2 hours
<i>(Above two Sections amended by By-Law 1063/10, Feb 16/10)</i>				
Forest St.	Both	Cedar St. to Pine St.	8 a.m. to 2 a.m.	2 hours
Forest St.	South	223 metres east from Cedar to 69 metres easterly	8 a.m. to 2 a.m.	2 hours
Lock St.	North	John St. to Helena St.	8 a.m. to 2 a.m.	2 hours

Schedule "D"
To By-law 307/02 "RESTRICTED PARKING"

Lock St.	North	George St. to a point 255 meters west	8 a.m. to 2 a.m.	2 hours
Lock St. E	North	Cedar St. to Chestnut St.	8 a.m. to 2 a.m.	2 hours
<i>(Above Section amended by By-Law 862/07, Oct. 15/07)</i>				

STREET	SIDE	AREA	TIME	PERIOD
DUNNVILLE (cont'd)				
Lock St. E.	South	Cedar St. to Queen St.	8 a.m. to 2 a.m.	2 hours
<i>(Above two Sections amended by By-Law 1063/10, Feb. 16/10)</i>				
Main St.	South	Cedar St. to 293 metres westerly	Anytime	2 hours
Queen St.	South	176 metres east from Tamarac St. to 13 metres easterly	8 a.m. to 2 a.m.	2 hours
Queen St.	East	36 meters northeast of Main St. to 97 meters northeast	8 a.m. to 2 a.m.	2 hours

Schedule “D”
To By-law 307/02 “RESTRICTED PARKING”

Queen St.	West	34 meters northeast of Main street to 95 meters northeast	8 a.m. to 2 a.m.	2 hours
Queen St.	South	55 meters west of Bridge St. to Bridge St.	8 a.m. to 2 a.m.	2 hours
Queen St.	South	Bridge St. to Tamarac St.	8 a.m. to 2 a.m.	2 hours
<i>(Above four Sections amended by By-Law 1063/10, Feb 16/10)</i>				
Queen St.	North	Chestnut St. to Maple St.	8 a.m. to 2 a.m.	2 hours
Queen St.	North	65 meters east of Maple St. to Tamarac St.	8 a.m. to 2 a.m.	2 hours
<i>(Above two Sections amended by By-Law 1242/11, Nov. 28/11)</i>				

STREET	SIDE	AREA	TIME	PERIOD
HAGERSVILLE				
King St. E.	Both	From a point 15 metres east of Main St. to Sherring St.	8 a.m. to 2 a.m.	2 hours

Schedule “D”
To By-law 307/02 “RESTRICTED PARKING”

King St. W.	North	From 15 metres west of Main St. to 47 metres east of Tuscarora St.	8 a.m. to 2 a.m.	2 hours
King St. W.	North	From a point 28 metres east of Tuscarora St. to Tuscarora St.	8 a.m. to 2 a.m.	2 hours
King St. E.	Both	From a point 15 meters east of Main St. to Alma St.	8 a.m. to 2 a.m.	2 hours
<i>(Above Section amended by By-Law 355/03, Mar. 31/03)</i>				
King St.	South	From a point 15 meters west of Main St. to Howard St.	8 a.m. to 2 a.m.	2 hours
<i>(Above Section amended by By-Law 586/05, Mar. 29/05)</i>				
King St.	South	From a point 35 meters west of Howard St. to John St.	8 a.m. to 2 a.m.	2 hours
<i>(Above Section amended by By-Law 586/05, Mar. 29/05)</i>				
Main St. S.	East	From a point 15 metres south of King St. to Church St.	8 a.m. to 2 a.m.	2 hours
Main St. N.	East	From a point 38 meters north of King St. to David St.	8 a.m. to 2 a.m.	2 hours

Schedule “D”
To By-law 307/02 “RESTRICTED PARKING”

Main St. N.	West	From a point 56 meters north of King St. to David St.	8 a.m. to 2 a.m.	2 hours
Main St. S.	West	From a point 45 meters south of King St. to Church St.	8 a.m. to 2 a.m.	2 hours
<i>(Above three Sections amended by By-Law 1302/12, Oct. 15/12)</i>				
Sherring St.	West	From King St. East to 44 metres northerly	8 a.m. to 2 a.m.	2 hours

STREET	SIDE	AREA	TIME	PERIOD
JARVIS				
Main St.	East	A point 10 metres north of the north side of Peel St to a point 36 metres north of the north side of Peel St.	8 a.m. to 2 a.m.	15 minutes

**Schedule “D”
To By-law 307/02 “RESTRICTED PARKING”**

Main St.	East	A point 47 metres north of the north side of Peel St. to a point 76 metres north of the north side of Peel St.	8 a.m. to 2 a.m.	2 hours
Main St.	East	A point 45 metres north from the north side of Talbot Road (King’s Hwy #3) to a point 64 metres south from the south side of Peel St.	8 a.m. to 2 a.m.	2 hours
Main St.	East	A point 57 metres south from the south side of Peel St. to the south side of Peel St.	8 a.m. to 2 a.m.	2 hours
Main St.	East	A point 57 metres south from the south side of Peel St.		Anytime

Schedule “D”
To By-law 307/02 “RESTRICTED PARKING”

Main St.	West	A point 27 metres north from the north side of Talbot Rd (King’s Hwy #3) to the south side of Peel St.	8 a.m. to 2 a.m.	2 hours
Main St.	West	North side of Peel St. to a point 91 metres north of the north side of Peel St.	8 a.m. to 2 a.m.	2 hours
Talbot Rd.	North	A point 20 metres east from the east side of Main St. to the east side of Walpole St.	8 a.m. to 2 a.m.	2 hours
Talbot Rd.	South	A point 45 metres east from the east side of Main St. to the west side of Walpole St.	8 a.m. to 2 a.m.	2 hours

Schedule “E”
To By-law 307/02 “ALTERNATE SIDE PARKING”

STREET	SIDE	FROM	TO	PERIOD
CALEDONIA				
Morgan Drive	Even house numbers	McKenzie Road	Celtic Drive	1 st to 15 th of the month – April 15 th to November 15 th
Morgan Drive	Odd house numbers	McKenzie Road	Celtic Drive	16 th to the end of the month – April 15 th to November 15 th
<i>(Above Section amended by By-Law 1449/14, June 9/14)</i>				

STREET	SIDE	AREA	TIME	PERIOD
TOWNSEND				
Elmvale Court	Even house numbers	Forest Park Dr.		1 st to 15 th of the month
Elmvale Court	Odd house numbers	Forest Park Dr.		16 th to 31 st of the month
Hawthorne Crescent	Even house numbers	Woodfield Ave.		1 st to 15 th of the month
Hawthorne Crescent	Odd house numbers	Woodfield Ave.		16 th to 31 st of the month

Schedule “E”
To By-law 307/02 “ALTERNATE SIDE PARKING”

Ravine Crescent	Even house numbers	Edenridge Dr.		1 st to 15 th of the month
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STREET	SIDE	AREA	TIME	PERIOD
TOWNSEND				
Ravine Crescent	Odd house numbers	Edenridge Dr.		16 th to 31 st of the month
Stone Quarry Road	North	West side of Townsend Pkwy.	East side of Edenridge Dr.	1 st to 15 th of month
Stoney Quarry Road	South	West side of Townsend Pkwy.	East side of Edenridge Dr.	16 th to 31 st of month
Woodfield Ave.	North	Willow Glen Dr.	End of Woodfield Ave.	1 st to 15 th of the Month Dec. 15 th to April 15 th

Schedule “E”
To By-law 307/02 “ALTERNATE SIDE PARKING”

Woodfield Ave.	South	Willow Glen Dr.	End of Woodfield Ave.	16 th to 31 st of the month Dec. 15 th to April 15 th
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Schedule “F”
To By-law 307/02 “SCHOOL BUS LOADING ZONE”

STREET	SIDE	FROM	TO
CALEDONIA			
Sutherland St. S.	North	A point 42 metres east of Shetland St.	48 metres easterly
CAYUGA			
Brant St.	South	A point 18 metres Seneca St.	A point 37 metres easterly
HAGERSVILLE			
King St.	North	28 metres east of Tuscarora St.	A point 47 metres east of Tuscarora St.
Parkview Rd.	South	22 metres east of the centreline of Laidlaw St.	69 metres east of the centreline of Laidlaw St.

Schedule “G”
To By-law 307/02 “MUNICIPAL PARKING LOTS”

LOCATION	VEHICLE	PERIOD
DUNNVILLE		
Lot 1, Plan 43 (former Griggs Mill Lot)	Any vehicle or trailer with a gross weight exceeding 8 tonnes	Anytime
Lot 1, Plan 43 (former Griggs Mill Lot)	Any vehicle or trailer with a gross weight of less than 8 tonnes	Exceeding 12 hours
Lot 2, Plan 43 (known as the Municipal Parking Lot – Main St. Lot)	Any vehicle or trailer with a gross weight exceeding 8 tonnes	Anytime
Lot 2, Plan 43 (known as the Municipal Parking Lot – Main St. Lot)	Any vehicle or trailer with a gross weight of less than 8 tonnes	Exceeding 12 hours
<i>(Above Section amended by By-Law 758/06, Oct. 30/06)</i>		

HAGERSVILLE		
Main St. and King St. (southeast corner)	A motor vehicle or any other vehicle	8 a.m. to 2 a.m. except Wednesday 7a.m. to 12 noon
<i>(Above Section amended by By-Law 1302/12, Oct. 15/12)</i>		

Schedule “H”
To By-law 307/02 “PHYSICALLY DISABLED PARKING”

STREET	SIDE	FROM	TO
CALEDONIA			
Banff St.	East Side	34 metres north of Caithness St.	10 metres northerly
Municipal Arena	8 designated parking areas		
<i>(Above Section amended by By-Law 1446/14, June 9, 2014)</i>			
Municipal Parking Lot	3 designated parking areas		
<i>(Above Section amended by By-Law 1506/15, Feb. 9, 2015)</i>			
Caledonia Kinsmen Park	2 designated parking areas		
Orkney St. E.	South Side	47 metres east of Nairn St.	6 metres northerly

STREET	SIDE	FROM	TO
CAYUGA			
Cayuga St.	West side	Talbot St.	First space north of Talbot St.
Cayuga St.	East Side	King St.	First space south of King St.
<i>(Above Section amended by By-Law ###/15, Aug. 31/15)</i>			
King St.	North	Cayuga St.	1 designated parking space

Schedule “H”
To By-law 307/02 “PHYSICALLY DISABLED PARKING”

King St. E. Municipal Parking Lot	1 designated parking area		
Ottawa St.	West	17 metres south of Brant St.	11 metres southerly
Thorburn St.	West	30 metres south of the south edge of the sidewalk on Highway No. 3	36 metres south of the south edge of the sidewalk of Highway No. 3

STREET	SIDE	FROM	TO
CHEAPSIDE			
Cheapside Road	West	35 metres south of the centerline of Concession 2 Walpole	42 metres south of the centerline of Concession 2 Walpole
Concession 2 Walpole	South	165 metres west of the centerline of Cheapside Road	172 metres west of the centerline of Cheapside Road
<i>(Above two Sections amended by By-Law 1479-14, Oct. 14, 2014)</i>			

Schedule “H”
To By-law 307/02 “PHYSICALLY DISABLED PARKING”

STREET	SIDE	FROM	TO
DUNNVILLE			
Main St. East	Municipal Parking Lot	1 space west of the southeast entrance of the lot, 2 spaces at the west end of the lot	
111 Broad St.	Town Hall Parking Lot	One space near the front walkway at the west side of the building	
Lock St. E.	North	150 meters east of Cedar St.	157 meters east of Cedar St.
Lock St. E.	South	150 meters east of Cedar St.	157 meters east of Cedar St.
Queen St.	South	9 meters west of Bridge St.	16 meters west of Bridge St.
Chestnut St.	West	12 meters south of Broad St.	19 meters south of Broad St.
<i>(Above four Sections amended by By-Law 1063/10, Feb. 16/10)</i>			
Queen St.	North	9 meters west of Chestnut St.	17 meters west of Lock St.
<i>(Above Section amended by By-Law 1151/10, Dec. 20/10)</i>			

Schedule “H”
To By-law 307/02 “PHYSICALLY DISABLED PARKING”

STREET	SIDE	FROM	TO
FISHERVILLE			
Erie Avenue South	West	First space south of Main Avenue	First space south of Main Avenue
Main Avenue East	South	First space east of Erie Avenue	First space east of Erie Avenue
<i>(Above two Sections amended by By-Law 1537/15, June 1, 2015)</i>			

STREET	SIDE	FROM	TO
HAGERSVILLE			
King St.	South	34 metres west of the centreline of Alma St.	43 metres west of the centreline of Alma St.
Main St. S. (2 spaces)	East	A point 21 meters south of King St.	A point 35 meters southerly
King S. at Tuscarora St. lot (Rail America Lot)	2 designated spaces		
Market Square	3 designated spaces		

Schedule "H"

To By-law 307/02 "PHYSICALLY DISABLED PARKING"

King St. West	South	8 meters east of Howard St.	18 meters east of Howard St.
<i>(Above four Sections amended by By-Law 1302/12, Oct. 15/12)</i>			

STREET	SIDE	FROM	TO
SELKIRK			
Main St. W.	North	20 metres west of the centerline of Erie St.	27metres west of the centerline of Erie St.
<i>(Above Section amended by By-Law 1481/14, Oct. 14/14)</i>			

Schedule "I"

To By-law 307/02 "ANGLE PARKING"

STREET	SIDE	FROM	TO	PERIOD
CAYUGA				
Cayuga St. N.	West	Talbot St.	King St.	Anytime
King St.	North	Cayuga St.	Ouse St.	Anytime
King St.	North	Cayuga St.	Ottawa St.	Anytime
<i>(Above Section amended by By-Law ###/15, Aug. 31/15)</i>				
Norton Streen	South	10 metres west of Munsee North	33 metres west of Munsee Street North	Anytime
<i>(Above Section amended by By-Law 1506/15, Feb. 9, 2015)</i>				

Schedule "I"
To By-law 307/02 "ANGLE PARKING"

STREET	SIDE	FROM	TO	PERIOD
DUNNVILLE				
Darling St.	South	Robinson St.	Canborough St.	Anytime

STREET	SIDE	FROM	TO	PERIOD
JARVIS				
Peel St.	North	A point 9 metres east from the east side of Main St.	A point 49 metres east from the east side of Main St.	Anytime
Craddock Blvd.	West	A point 42 metres north from the north side of Talbot Rd. (King's Hwy. #3)	A point 82 metres north from the north side of Talbot Road (King's Hwy. #3)	Anytime

Winter Control Parking

Consolidated Version – August, 2015

By-Law No. 302/02 – Haldimand County – February 1, 2015

Being a By-Law to regulate Parking on Municipal Roads within Haldimand County in respect to snow clearing.

WHEREAS Section 210(123) of the Municipal Act R.S.O. 1990, c. M.45, as amended confers upon all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act.

AND WHEREAS Section 314 (7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for the placing, regulating and maintaining upon public highways traffic signs for the purpose of guiding and directing traffic.

AND WHEREAS the Council of Haldimand County deems it necessary to ensure that highways within it's jurisdiction are kept unobstructed to permit the clearing of snow on it's highways.

NOW THEREFORE the Council of the Corporation of Haldimand County enacts as follows:

PART I – DEFINITIONS

1. In this By-Law,

- a) "Appropriate Authorized Sign" shall mean a sign which has been authorized by the Council of the Corporation of Haldimand County.
- b) "Boulevard" shall mean that portion of every road allowance within the limits of Haldimand County, which is not used as a *sidewalk*, driveway, traveled *roadway*, or *shoulder*. "By-Law Enforcement Officer" means a *person* authorized by Council to enforce the by-laws of Haldimand County.
- c) "Curb" includes the edge of the *roadway*.
- d) "Highway" includes a common and public *highway*, *street*, road, lane, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, designed and intended for, or used by, the general public for the passage of *vehicles*, includes the area between the lateral property lines thereof and *sidewalks*, *boulevards* and *curbs* it may contain and includes a *roadway* and *shoulder*.
- e) "Motor vehicle" includes an automobile, truck, motorcycle, motor assisted bicycle, and any other *vehicle* propelled or driven otherwise than by muscular power.
- f) "Municipality" means Municipality of the Corporation of Haldimand County.
- g) "Owner" means the *person* having ownership of, or *person* having control, charge or care of a *vehicle*.
- h) "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 merchandise or passengers.
- i) "Person" includes any *person*, firm, partnership, association, corporation, company or organization of any kind.

- j) “Police Officer” means a member of the Ontario Provincial Police.
- k) “Residential” means any location within the urban areas, hamlet areas and designated resort residential zones as designated in the area Official Plans.
- l) “Roadway” means the part of a *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 *roadways* collectively.
- m) “Shoulder” means that portion of every *street* which abuts the *roadway* and which is designed and intended for the passage or stopping of *motor vehicles* but which extends no more than four meters (4 meters) (12 feet) in width from the limit of the *roadway*.
- o) “Sidewalk” means with respect to a *street* that;
- a. has a *curb* or *curbs*, that portion of the *street* intended for the use of pedestrians between the outside edge of the *curb* and the adjacent property line, or
 - b. with respect to a *street* without *curbs*, that portion of the *street* intended for the use of pedestrians.
- p) “Snow Route” identifies a *highway* or *street* listed in Schedule “A” of this By-law.
- q) “Street” see “Highway”;
- r) “Time” means where any expression of *time* occurs or where any hour or other period of *time* is stated the *time* referred to shall be eastern. Standard *time* except during the periods when daylight saving *time* is in effect in Haldimand County, during which period the *time* referred to shall be one hour in advance of standard *time*.
- s) “Rural” means any location not within the urban areas, hamlet areas and designated resort residential zones as designated in the area Official Plans.

t) "Vehicle" includes a *motor vehicle*, 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 the cars of electric or steam railways running only upon rails.

PART II - GENERAL PROVISIONS

Snow Routes

2. No *person* shall permit, *park* or leave a *vehicle* on a *highway* designated as a "*Snow Route*", as set out in Schedule "A" attached hereto, between the hours of 2:00 a.m. and 8:00 a.m. from November 15th of any year until April 15th of the following year.

Rural Areas

3. No *person* shall permit, *park* or leave a *vehicle* on a *highway*, in any *rural* area from November 15th of any year until April 15th of the following year.

Residential Areas

4. Where *parking* is permitted within a *residential* area on both sides of a *highway* or *street*, excluding the urban area of Dunnville and streets as set out in Schedule "C" attached hereto:

4. a) No *person* shall permit, *park* or leave a *vehicle* on such *highway*, on the side where municipal numbers (911 numbers) are even in number; from the *time* of 6:00 p.m. on the 1st day of any month until the *time* of 6:00 p.m. of the 15th day of the same month from November 15th of any year until April 15th of the following year.

b) No *person* shall permit, *park* or leave a *vehicle* on such *highway*, on the side where municipal numbers (911 numbers) are odd in number; from the *time* of

6:00 p.m. on the 15th of any month until the *time* of 6:00 p.m. of the 1st day of the following month from November 15th of any year until April 15th of the following year.

5. Where *parking* is permitted within a *residential* area;
 - a) Only on one side of any highway, no person shall permit, park or leave a vehicle on such highway, from November 15th of any year until April 15th of the following year, excluding the urban area of Dunnville and streets as set out in Schedule “C” attached hereto.
 - b) No person shall within a residential area, permit, park or leave a vehicle on a highway as set out in Schedule “D” attached hereto, from November 15th of any year until April 15th of the following year.
6. No person shall within a residential area, permit, park or leave a vehicle in a cul-de-sac or dead-end street turn around, from November 15th of any year until April 15th of the following year, excluding the urban area of Dunnville and cul-de-sac or dead-end streets as set out in Schedule “C” attached hereto.
7. Where, within a residential area, any street or cul-de-sac, contains within it, divided lanes, by means of a boulevard, island or ditch, no person shall permit, park or leave a vehicle on such a street, from November 15th of any year until April 15th of the following year, excluding the urban area of Dunnville and any street set out in Schedule “C” attached hereto.

(Sections 4,5,6 & 7 amended by By-Law 540/04, Sept. 27/04)

School loading zones

8. No person shall permit, park or leave a vehicle in any signed school loading zone.

Parking in contravention

9. No person shall permit, park or leave a vehicle:

a) Where snow and ice is being removed, in any location in contravention of this By-Law

b) In such a manner as to interfere with snow plowing or snow removal where 'No Parking' signs have been temporarily placed by the Municipality or its authorized agent to accommodate winter control activities.

(Section 9 amended by By-Law 540/04, Sept. 27/04)

Remove within one hour

10. Any vehicle which has been parked or left on a highway or street in contravention of this by-law prior to the commencement of or during the removal of the snow or ice shall be removed by the owner within one (1) hour after the commencement of such work.

Towing

11. Any police officer or by-law enforcement officer upon discovery of any vehicle parked or left in contravention of one or more of these provisions may cause it to be taken and stored in a suitable place and all costs relating to the removal, care and storage thereof shall be a lien upon the vehicle which may be enforced in the manner provided by The Repair and Storage Liens Act, R.S.O. 1990. Chapter R.25.

PART III – ENFORCEMENT AND PENALTIES

12. Every person contravening any of the provisions of this By Law is guilty of an offence and, on conviction, is liable to a fine as provided for in, and recoverable under, the Provincial Offences Act, unless the owner proves to the satisfaction of the

Court that, at the time of the offence, the vehicle was in the possession of another person without the owner's consent, expressed or implied.

.13 When a *vehicle* is found *parked* or stopped in contravention of the provisions of this By-Law, it shall be the duty of the *Police Officer* or *ByLaw Enforcement Officer* for the Corporation of Haldimand County, to attach to the *vehicle* a Parking Infraction Notice stating.

- a) Date, time and place of alleged infraction
- b) License plate number of *vehicle*.
- c) Expiry date of license plate of *vehicle*.
- d) Infraction(s) for which the Notice is being issued.

14. The Parking Infraction Notice and Certificate of Parking infraction shall be in the form as prescribed in Ontario Regulations made under the Provincial Offences Act.

15. An *owner* or operator of a *vehicle* may make early payment within five (5) days in the amount as shown on the face of the Notice to an office of the Corporation of Haldimand County.

16. Where the *owner* or operator of the *vehicle* fails to make payment within five (5) days but makes payment within fifteen (15) days of the date of the infraction, voluntary payment of the set fine as shown on the face of the Notice may be made to an office of the Corporation of Haldimand County.

17. Each day a violation of this By-law continues shall constitute a separate and distinct offence under this By-law.

PART IV – PARTIAL INVALIDITY

18. Notwithstanding any other Parking By-law enacted by the Corporation of Haldimand County this by-law shall remain in effect.

19. Should any section, clause or provision of this By-law or the application thereof be held by a court of

competent jurisdiction to be invalid or unenforceable to any extent, the remainder of this By-law and the application thereof to circumstances other than to those held to be invalid or unenforceable shall not be affected thereby and each section, clause and provision of this By-law shall be separately valid and enforceable to the fullest extent permitted by law.

20. Where a form of words or expression are prescribed in this by-law, deviations therefrom not effecting the substance, or calculated to mislead, do not vitiate them.

The requirements of this by-law do not nullify the effect and authority of any other Parking By-law within Haldimand County.

PART V – REPEAL

22. That any sections of By-laws 37-98 of the former Town of Dunnville and 737/89, as amended, of the former Town of Haldimand making reference to the snow routes as contained within this by-law be repealed.

PART VI – ENACTMENT

23. This By-law comes into effect and into force on February 1st, 2003.

24. The short title of this By-law is the Winter Parking Control By-law.

READ a First and Second time this 25th day of November, 2002.

READ a Third time and finally passed this 25th day of November, 2002.

Schedule "A" "Snow Routes"

Caledonia			
STREET	SIDE	FROM	TO
Caithness Street East	both	Edinburgh Square East	Argyle Street
Caithness Street West	both	Shetland Street	Argyle Street
Argyle Street North	both	Grand River Bridge	Railway Tracks
Sutherland Street East	both	Banff Street	Aberdeen Street
Sutherland Street East	both	Argyle Street	Edinburgh Square West
Sutherland Street West	both	Argyle Street	Shetland Street
Orkney Street East	both	Argyle Street	Nairn Street
MacCrae Drive	both	Kinross Street	Kinross Street
Cayuga			
Talbot Street	Both	Grand River Bridge	Ottawa Street
<i>(Above Section amended by By-Law ###/15, Aug. 31/15)</i>			
Cayuga Street	Both	Talbot Street	Mohawk Street

Dunnville			
Chestnut Street	West	South Cayuga Street	Queen Street
Chestnut Street	East	Alder Street	Queen Street
<i>(Above two Sections amended by By-Law 880/07, Dec. 17/07)</i>			Street
Alder Street	both	Cedar Street	Tamarac Street
Lock Street	both	Cedar Street	Queen Street
Bridge Street	both	Queen Street	Main Street
Queen Street	both	Main Street	Oak Street
Tamarac Street	both	Queen Street	Broad Street
Cedar Street	both	Main Street	Broad Street
Church Street	East	Lock Street	Broad Street
<i>(Above Section amended by By-Law 973/08, Dec. 01/08)</i>			
Hagersville			
Main Street North	both	King Street	Oneida Street
Main Street South	both	King Street	Walpole Street
King Street East	both	Main Street	Sherring Street
King Street West	both	Main Street	Conrail Tracks
John Street	both	King Street	Church Street

Schedule "B" Schedule of Fines

Item	Short Form Wording	Provision creating or defining offence	Early Payment (Including costs)	Set Fines
1	Parking in a Snow Route	Section 2	\$50.00	\$60.00
2	Parking on street in rural area	Section 3	\$50.00	\$60.00
3	Parking on wrong side of street	Section 4	\$50.00	\$60.00
4	Parking where not permitted	Section 5	\$50.00	\$60.00
5	Parking in cul-de-sac	Section 6	\$50.00	\$60.00
6	Parking on divided street	Section 7	\$50.00	\$60.00
7	Parking in a school loading zone	Section 8	\$50.00	\$60.00

NOTE: The penalty provision for the offences listed above is Section 12 of By-Law no. 302/02 as amended, a certified copy of which has been filed.

Schedule "C" "Specific Exemptions"

Street	Side	From	To
CALEDONIA			
Caledon Court	Both	Celtic Avenue	End of Street
Glenmore Place	Both	Kinross Street	End of Street
Burke Drive	Southwest	Aberdeen Street	Orkney Street East
<i>(Above three sections amended by By-Law 540/04, Sept. 27/04)</i>			
CAYUGA			
Seneca Street	West	McKay Street	Brant
Seneca Street	West	Tuscarora Street	Chippewa Street
<i>(Above two sections amended by By-Law 867/07, Nov. 05/07)</i>			

Schedule “D” “Specific Exemptions”

Street	Side	From	To
DUNNVILLE			
Griffith Avenue	Both	Alder Street	South Cayuga
Alder St. West	Both	West Street	George Street
South Cayuga St.	Both	Cedar Street	Pine Street
John Street	Both	South Cayuga St.	Alder Street
<i>(Above four sections amended by By-Law 540/04, Sept. 27/04)</i>			
Church Street	East	Lock Street	Broad Street
<i>(Above section amended by By-Law 964/08, Oct. 20/08)</i>			
Church Street	West	Lock Street	Broad Street
<i>(Above section amended by By-Law 973/08, Dec. 01/08)</i>			
CAYUGA			
Norton Street	South	10 metres West of Munsee Street North	33 metres west of Munsee Street North
<i>(Above section amended by By-Law 1506/15, Feb. 09/15)</i>			
Seneca Street	East	McKay Street	Brant
Seneca Street	East	Tuscarora Street	Chippewa Street
<i>(Above two sections amended by By-Law 867/07, Nov 05/07)</i>			

Parks & Facilities

By-law No.1534/15

THE CORPORATION OF HALDIMAND COUNTY

By-law No.1534/15

WHEREAS Section 10 of the *Municipal Act, 2001, S.O. 2001, c. 25* as amended (the Act) confers the powers to a single-tier municipality to pass by-laws respecting various matters, including public asset of the municipality acquired for the purpose of exercising its authority under this or any other act; the health, safety and well-being of persons; protection of persons and property, including customer protection, and animals;

WHEREAS Section 128 of the Act permits a municipality to provide and regulate with respect to public nuisances, including matters that, in the opinion of Council, are or could become or cause public nuisances;

WHEREAS Section 425 of the Act authorizes Haldimand County to pass by-laws providing that a person who contravenes a by-law of Haldimand County passed under that Act is guilty of an offence;

WHEREAS the Sections 23.1 of the Act further authorizes Haldimand County, amongst other things, to delegate its authority to a person or body;

WHEREAS the Sections 436, 444, 445 and 446 of the Act further authorizes Haldimand County to provide for inspections and

inspection orders, and to make orders to discontinue activity or to do work;

WHEREAS Section 8(3)(c) of the Act authorizes Haldimand County, in exercising its powers to regulate and prohibit respecting a matter, to provide a system of licenses, permits, approvals or registrations respecting the matter, and to impose conditions as a requirement of obtaining, continuing to hold or renew a license, permit, approvals or registration;

AND WHEREAS the Council for Haldimand County deems it expedient to establish Public Parks for a wide variety of games, sports and recreational opportunities for the entire community and these opportunities are encouraged in accordance with this by-law, when a Public Park is available.

NOW THEREFORE, the Council of The Corporation of Haldimand County enacts as follows:

PART I – SHORT TITLE

- 1) This by-law may be cited as the “Public Parks and Facilities By-law”.

PART II – DEFINITIONS

- 2) In this by-law:

b. “**Accessible Permit**” means:

- i. a current and valid accessible parking permit issued by the Ministry of Transportation under the provisions of the *Highway Traffic Act*, R.S.O., 1990 c. H8 as amended: or
- ii. a current and valid permit, number plate or other marker or device bearing the international symbol of access for disabled

which has been issued by a legally recognized jurisdiction outside of Ontario;

- c. **“Barbecue”** means an appliance using a portable gas cylinder or charcoal, wood or other solid-fuel, including a hibachi, a permanent structure designed and intended solely for the cooking of food in the open air and other similar designs intended for the cooking of food in the open air;
- d. **“Bicycle”** includes a tricycle, a unicycle and includes a *Power-assisted Bicycle* but does not include a motor-assisted bicycle;
- e. **“Council”** means the *Council* for the Corporation of Haldimand County;
- f. **“County”** means the Corporation of Haldimand County;
- g. **“Designated Area”** means any area defined, set aside, constructed or intended for a specific use which may include *signed* conditions;
- h. **“Firearm”** means a barreled weapon from which any shot, bullet or other projectile can be discharged and is capable of causing serious bodily injury or death and includes, air guns, spring guns, pellet guns or paintball guns and includes possessing any bows or arrows or discharging of arrows;
- i. **“Fireworks”** means display fireworks, pyrotechnic special effects fireworks and consumer fireworks;
- j. **“Injure”** means to climb, break, peel bark from, cut, remove, burn, disturb, deface, dig up, scrape, scratch

or otherwise cause damage or harm of *Parkland* without the authority of the *County*;

- k. **"Lottery Scheme"** includes a bingo, lottery, bazaar, monte carlo event, 50/50 draw and break open tickets;
- l. **"Motorized Recreational Vehicle"** means a snowmobile, go-cart, trail bike, mini bike, all-terrain vehicle, or similar vehicle, propelled or driven by an internal combustion engine;
- m. **"Municipal Law Enforcement Officer"** means a *person* or *persons* duly appointed by the *Council* of the Corporation to enforce the provisions of this by-law and includes any Police Officer appointed pursuant to the *Police Services Act*;
- n. **"Natural Attribute"** means ground, land or portion of lands consisting of *Turf Grass*, tended flower beds, plants or any other vegetative growth which may or may not be actively maintained, any *Recreation Trail*, including rocks, boulders, rock faces, soil, sand, wood or like substance, including any vegetation along the banks of the Grand River, within a *Public Park*;
- o. **"Open Air Fire"** shall mean the burning of any material, including without limiting the generality of the forgoing, wood, cardboard, brush or garden waste where the flame is not contained and is, thereby, open to the air;
- p. **"Organized Sport or Activity"** means a sport, game or activity pre-planned by an organization whether or not formally constituted and whether or not the

players or members wear uniforms and includes any activity that is a *Special Event*;

- q. **“Owner”** when referring to an animal or dog, shall include a *person* who has care or control of the animal or dog, or a *person* who owns, keeps, possesses or harbours the animal or dog;
- r. **“Park” or “Parking”** 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;
- s. **“Parkland”** means any *Natural Attribute*, building, fencing or land, including anything on or attached to the land, owned or leased by the *County* and set aside for *Public Park* purposes;
- t. **“Permit”** means any written authorization or rental contract of or endorsed by the General Manager, Planning & Economic Development or his/her designate or Field Management Group and such authorization or rental contract is subject to all of the specified terms and conditions therein;
- u. **“Person”** means any individual, association, group, organization, firm, partnership, corporation, agent or trustee and the heirs, executors or other legal representatives of a person to whom the context can apply according to law or an event organizer or permit holder and shall include any group of persons comprising a society or other organization and shall include the plural wherein the context requires;

- v. **“Power-assisted Bicycle”** has the meaning attributed to it in the *Highway Traffic Act* and is commonly referred to as an electric bicycle or *e-bike* and for greater certainty, has affixed to it pedals that operate and for greater certainty an e-bicycle and *e-scooter* are defined as follows:
- i. **“e-bike”** shall mean a *“Power-assisted Bicycle”* that has the appearance of a *bicycle*; and
 - ii. **“e-scooter”** shall mean a *“Power-assisted Bicycle”* that has the appearance of a scooter;
Does not include a power or electric wheelchair, or a mobility scooter or any other such similar device if required to be used by a person with a disability.
- w. **“Public Park ”** for the purposes of this by-law, “Public Park ” shall include any land, any land covered by water, or any premise under the ownership, control or management of the *County* for a public park and/or recreational purposes and for more certainty includes a playground, playing field, ball diamond, sports field, courts, skate parks, recreation centre, community building or facility, pavilion, gazebo, band shell, washroom facilities, square, garden, pool, water, pedestrian walkway, pathway, *Recreation Trail, Parkland, Natural Attribute*, unopened road allowance or storm management pond, therein or set apart or made available for use as a public open space, save and except where such land is an unopened road allowance, library, cemetery or is governed by other By-laws of the *County*;
- x. **“Roadway”** means that part of a Public Park that is set aside and improved for the use of vehicular traffic;

- y. **“Recreational Sport”** includes baseball, softball, basketball, lacrosse, bocce ball, volleyball, football, soccer, rugby, tennis, croquet, cricket, badminton, ultimate frisbee, disk golf, skateboarding, rollerblading or any other sport that is not an *Organized Sport or Activity*;
- z. **“Recreation Trail”** shall include any pedestrian trail or walkway, land or premise under the control or management of the *County*, but does not include any sidewalk within a road allowance;
- aa. **“Running-at-large”** shall mean any animal found at any place other than the premises of the *owner* and not under control of any *person* and in the case of a dog or cat, not on a leash;
- bb. **“Sign or Signed”** means any sign, notice or other device which has been placed or erected in or upon a *Public Park* under the authority of this or other By-laws for the purpose of the general management, identification, control and regulation of activities within a *Public Park*;
- cc. **“Special Event”** for the purposes of this by-law, a special event shall include a celebration, festival open to the public or an activity intending to utilize a *Public Park*, in whole or part, for a purpose not normally permitted, occurring, designed, intended or expected with the use of the *Public Park*, which may or may not also have been issued a *Permit*;
- dd. **“Stop or Stopping”** means the halting of a *vehicle*, even momentarily, whether occupied or not, except when necessary to avoid a conflict with other traffic

or in compliance with the direction of a Police Officer or a traffic control sign or signal;

- ee. **“Swimming Pool”** means any swimming/wading pool or spray/splash pad in a *Public Park*;
- ff. **“Turf Grass”** shall mean ground cover comprised of one or more species of growing grass with or without trees, shrubbery or maintained planting beds for other vegetation;
- gg. **“Vandalize”** means to deliberately or willfully remove, destroy, damage, upset, dislodge, break or defacement, including any defacement by graffiti, of any *Parkland*;
- hh. **“Vehicle”** includes a motor vehicle, trailer, boat, motorized snow vehicle, mechanical equipment and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include a power or electric wheelchair, or a mobility scooter.

PART III – INTERPRETATION

- 3) In this By-law, a word interpreted in the singular number has a corresponding meaning when used in the plural.
- 4) Parts, Sections and Paragraph headings are inserted solely for ease of reference.

PART IV – PERMIT APPLICATION, FEES AND ISSUANCE

5) Permit and Permit Applications:

- b. While in a *Public Park*, no person shall arrange or engage in an *Organized Sport or Activity* as indicated on “Schedule 1” *without a Permit*.

- c. A person may obtain a *Permit* from the *County* or from a Field Management Group authorizing that person to arrange or engage in an *Organized Sport or Activity*. *Permits* as are available for the amenities in Public Parks as outlined in “Schedule 1”.
- d. Applications for a permit required or available under the provisions of this by-law should be completed and submitted to:
 - i. the *County*, for a *Public Park* as indicated on “Schedule 1”, in the form and content stipulated by the General Manager, Planning & Economic Development or his/her designate, at least 5 days in advance of the proposed use/activity; or
 - ii. the Field Management Group, for a *Public Park* as indicated on “Schedule 1”, at least 5 days in advance of the proposed use/activity.

6) Name of Applicant: An application for Permit must be made in the name of and endorsed by the *person(s)* on whose behalf the use/activity is being undertaken and not in the name of any agent for that *person*.

7) Permit Fees: Fees to be charged for applications and/or the issuance of a Permit pursuant to this by-law are prescribed within the *County's* User Fees By-law and shall be paid in accordance with the Facility Booking and Allocation Policy.

8) Retention of Permit: Permit recipients must keep their Permits with them while in the *Public Park* and be able to produce the Permit upon the request of an Municipal Law Enforcement Officer or Police Officer. Where the Permit recipient is a corporation, partnership or association, the Permit shall remain at all times in the possession of a partner

or principal officer or his/her delegate while in the *Public Park*, whichever the case may be.

9) Compliance with Other Government/Public Authority Bodies: The issuance of a *Permit* shall not relieve any *person* from the necessity of acquiring any other license or *Permit* required for such activity by any government or public authority or found within the *Special Event Guidelines*.

10) Permit Denial: Any applicant for a *Permit* which, in the opinion of the General Manager, Planning & Economic Development or his/her designate, failed to meet the criteria stipulated in Section 17, and therefore were denied a *Permit*, may apply to *Council* for approval.

PART V – DELEGATION OF AUTHORIZING AUTHORITY

11) The *Council* delegates authority to:

- b. The General Manager, Planning & Economic Development or his/her designate are authorized to:
 - i. to review submissions for permits as indicated in Schedule 1;
 - ii. to review submissions for permits for a *Special Event*;
 - iii. to issue permits thereby, providing a person with the exclusive right of use to a *Public Park* or part(s) thereof, for a *Special Event* and as indicated in Schedule 1; and
 - iv. attach any conditions deemed necessary for the issuance of a *Permit*.

- c. The General Manager, Community Services or his/her delegate are authorized to:
- i. erect, place, post and position signs in a *Public Park*, whether on a permanent or temporary basis, which may be required for the general management, identification, control and regulation of activities within a *Public Park*, so as to give effect to the provisions of this by-law;
 - ii. extend the open hours of a *Public Park*, as required to give effect to the provisions of this by-law;
 - iii. close off for such temporary period as the General Manager, Community Services or designate deems appropriate, any *Public Park* or part(s) thereof to support a Special Event, relieve or prevent overcrowding or traffic congestion or in the interest of public safety or as may otherwise be authorized by *Council*;
 - iv. establish appropriate regulations by posting *signs* to manage and control the use of the *Public Park roadways*; and
 - v. establish appropriate regulations by posting *signs* to manage and control vehicle parking in a *Public Park*.
- d. Field Management Groups are authorized to:
- i. to review submissions for permits as indicated in Schedule 1 on County lands subject to a field management agreement; and

- ii. to issue permits thereby, providing a person with the exclusive right of use to a *Public Park* as indicated in Schedule 1, but does not include the authority to issue a *Permit* for a *Special Event*.

PART VI – PUBLIC PARK HOURS

12) Notwithstanding any other section of this by-law which may exempt a *Public Park* from the provisions of this section, where signs have been erected, no *person* shall:

- b. remain or enter into any *Public Park* between the hours of 11:00 p.m. and 6:00 a.m. except as a participant or spectator of a function authorized by *Council* or by *Permit*;
- c. remain in the *Public Park* upon completion of an *Organized Sport or Activity* as a participant or spectator of any function between the hours of 11:00 p.m. and 6:00 a.m.; or
- d. enter any place where a sign prohibiting admittance or trespassing is displayed or where admission is otherwise prohibited or restricted.

PART VII – ANIMALS

13) No *person* being the *owner* or having care and custody of an animal shall permit such animal to be in a *Public Park* without the approval through the *Special Event* process or by *Council*. This Section does not apply to the *owner* of a dog or a cat.

- 14) No *owner* of a dog shall have a dog on a *Public Park*, or any part thereof, that is designated by sign, as an area where dogs are prohibited.
- 15) While in any *Public Park*, no *owner* of a dog shall allow, permit or cause, a dog to be running-at-large, except any designated leash free zone; and
- 16) While in any *Public Park*, every *person* as the *owner* of a dog shall immediately remove and dispose of any feces left by the dog.

PART VIII – OPEN AIR FIRES AND BARBECUES

17) While in a *Public Park*, no *person* shall:

- b. build or attempt to build an *Open Air Fire*;
- c. leave a *Barbecue* unsupervised;
- d. leave a *Barbecue* without extinguishing the *Barbecue* and ensuring that any remaining embers or ashes are cold;
- e. depose or dump the remaining embers or ashes from a *Barbecue* anywhere in a *Public Park*, except in a garbage receptacle provided for by the County, and only then when the remaining embers or ashes are cold; and
- f. depose or dump the remaining hot embers or ashes from a *Barbecue* in a garbage receptacle provided for by the *County*.

PART IX – GENERAL PROHIBITIONS

18) Unless authorized by Permit and/or Part XXVIII no *person* shall, while in a *Public Park*:

- b. emit, cause or permit the emission of amplified sound which is or is likely to be clearly audible at a residential occupied property;
- c. enter into any Public Park or any area within a Public Park that has been closed;
- d. enter into any areas *signed* which prohibits or restricts admission, use, sport or activity;
- e. play golf, strike a golf ball or use golf clubs or other like equipment or drive a golf cart in a *Public Park*;
- f. fish in an area where *signs* are posted indicating no fishing;
- g. be in possession of or use any *firearm*; this prohibition shall not apply to a Police Officer, an employee of the *County* or such other *persons* that are providing authorized contractual services to the *County*, while engaged in the performance of their duties;
- h. operate a motor driven model airplane, helicopter, drones or unmanned air vehicles, rocket or boat except in an area designated;
- i. dwell, camp or lodge;
- j. install or erect any temporary or permanent tent or structure, except for a tent commonly referred to as a

- pop up beach tent, or canopy tent which has an area of no more than 10 square meters, intended to provide shelter during a sporting event and such tent is open on one or more sides or;
- k. ignite, discharge or set off any firecrackers, rockets or other *fireworks*;
 - l. while on any natural or artificial ice surface;
 - i. engage in speed skating,
 - ii. skate or act in such a manner as to interfere with, endanger or disrupt any other *Person*, wildlife or vegetation, or
 - iii. skate in an area signed indicating no skating
 - m. be in possession of, consume, serve or sell alcoholic beverages;
 - n. leave or deposit any ashes, bottle, containers, garbage or waste of any kind whatsoever except in receptacles provided for such purpose;
 - o. conduct archaeological research or remove any relic, artifact or natural object;
 - p. erect or operate an amusement device or inflatable device regulated pursuant to Technical Standards and *Safety Act, 2000, Ontario Regulation 221/01*;
 - q. hold, host, organize, operate or coordinate a *Special Event*;
 - r. interfere with an authorized *Special Event* or *person* issued a Permit by the *County* for a specific use of the *Public Park*.

19) While in a *Public Park*, no *person* shall engage in any conduct that is contrary to the Public Conduct on Haldimand County Property Policy.

20) Every person shall comply to the conditions attached to a *permit*.

21) No *person* shall, while in a *Public Park* fail to follow the instructions of a Municipal Law Enforcement Officer, Police Officer or Facilities Personal when directed to do so, when such directions are in the interests persons health or safety or for the protection or preservation of the Public Park.

PART X – GAMES, SPORTS AND ACTIVITIES

22) While in any *Public Park*, no *person* shall interfere with an *Organized Sport or Activity* authorized by *Permit*.

23) No *person* shall participate in or play an *Organized Sport or Activity*, a *Recreational Sport* or other activity in an area of a *Public Park* where *signs* are posted prohibiting the *Organized Sport or Activity*, *Recreational Sport* or other activity.

PART XI – SWIMMING POOL AND PUBLIC CHANGE ROOMS

24) No *person* shall in any *Public Park*:

- b. enter any *swimming pool*, except at times designated for swimming;
- c. in or adjacent to, any *swimming pool*, fail to abide by posted *signs*;
- d. in or adjacent to, any *swimming pool*, fail to obey the instructions of any lifeguard or other authorized *person*;

- e. swim, bathe or wade in any fountain, pond, water course, lake or stream, except in a designated swimming, splash pad, wading or bathing area;
- f. being the owner of a dog, permit the dog to enter a swimming pool, splash pad or wading pool. This section does not apply to a service animal if it is readily apparent that the *animal* is used by the *owner* for reasons relating to his or her disability;
- g. enter any public washroom, change room, bathhouse or bathing station or portion thereof, set apart for the opposite sex. This shall not apply to persons who are 5 years of age or younger or persons who are at that time, under the care of a parent or guardian;
- h. loiter in any public washroom, change room, bathhouse or bathing station, or conduct themselves in such a manner as to be objectionable to another person using, or in the vicinity of, said washroom, change-room, bathhouse or bathing station.

PART XII – INJURY AND DAMAGE PROPERTY OF PUBLIC PARK

25) *No person shall in any Public Park:*

- b. *injure any Natural Attribute or tree;*
- c. *injure any Parkland;*
- d. climb any building, structure or equipment unless it was intended or designed for recreational climbing;

- e. cut any vegetation along the banks of the Grand River or other riverbank unless authorized by the County and the Grand River Conservation Authority.

26) Section 25 above, does not apply to any person, group or organization that has entered into an agreement with the County or who has written permission from the General Manager, Community Services or his/her delegate.

PART XIII – ENCROACHMENT

27) Unless authorized by *Council*, no *person* shall encroach upon or take possession of any *Public Park* by any means whatsoever, including the construction, installation or maintenance of any fence or structure, the dumping or storage of any materials or planting, cultivating, grooming or landscaping, thereon.

PART XIV – WASTE AND POLLUTION

28) No *person* shall in any *Public Park*:

- b. subject to (b) and (c) herein, dispose of or dump garbage, litter, tree trimmings, refuse or any other matter or thing, except that which is generated through the normal use; of the park and shall only deposit same in receptacles provided for such purpose;
- c. dispose of or dump garden refuse except in a *Designated Area* therefore;
- d. unless authorized by *Permit*, dump or deposit snow, fill, soil, building or construction materials;
- e. dump or drain onto any soils or into the waters of any pool, pond, lake, stream, fountain or watercourse any kind any material, toxic or otherwise; or

- f. discharge or permit the discharge of any water from private properties, including pool water or water from roof drainage systems, onto, into or over any park with the exception of natural land overflow from adjacent residential yards.

PART XV – PROTECTION OF WILDLIFE

29) While in any *Public Park*, no person shall:

- b. subject to the provisions of Section 18 (e) kill, attempt to kill, maim, *injure*, trap, remove or disturb any animal, fish, bird, waterfowl, worms or other wildlife; and
- c. touch, *injure* or remove any nest or egg there from.

Section 30 above does not apply to:

- a. a person that is authorized in writing by the General Manager, Community Services or his/her delegate;
- b. an employee of the Welland and District SPCA while in the course of their duties; and
- c. a Municipal Law Enforcement Officer or Police Officer.

PART XVI – ROADWAY

30) Unless authorized by *Council* or by *Permit* and except as provided in Section 35 with respect to *bicycles*, no person shall in any *Public Park*:

- a. drive, operate, pull or ride any *Vehicle* except on a *roadway* or *parking* area; or

- b. fail to obey a sign posted on a *Roadway*.

PART XVII – PARKING

31) No *person* shall in any *Public Park*:

- b. *park* or leave any *vehicle* except in a *Designated Area* for *parking*;
- c. where the appropriate *signs* are erected, park or leave a *vehicle* between the hours of 11:00 p.m. and 6:00 a.m., except in a *Designated Area* allowing for such overnight *parking*;
- d. park a *vehicle* in an Accessible Parking space when appropriate *signs* have been erected and on display, without displaying an *Accessible Permit*;
- e. *park* a *vehicle* in any area when appropriate *signs* have been erected and on display prohibit *parking*;
- f. *stop* a *vehicle* in any area when appropriate *signs* have been erected and on display prohibit *parking*;
- g. *park* or *stop* a *vehicle* in any area or parking space when appropriate *signs* have been erected to reserve the area or space for use by specific *persons* or *vehicles*;
- h. *park* or *stop* a *vehicle* in any area or parking space except while actively using the *Public Park*;
- i. *park* or *stop* a *vehicle* in such a manner as to interfere with the use of any other area or parking space;
- j. *park* or allow any *vehicle* to stand unattended, unless it is secured in such a manner as to prevent its

operation by any *person* not so authorized by the owner of the *vehicle*;

- k. *park* a *vehicle* for a period of time longer than the *signed* time limit, when appropriate *signs* have been erected and on display, if any; and
- l. *park* or *stop* a *vehicle*, or allow a *vehicle* to stand, contrary to the instructions of a Police Officer, a *Municipal Law Enforcement Officer* or an employee of the *County*.

32) No *person* shall make use of any *roadway* or parking lot in any *Public Park* for:

- b. washing, cleaning, servicing, maintaining or except in the event of an emergency, the repair of any *vehicle*, unless authorized; or
- c. instructing, teaching or coaching any *person* in the driving of a motor *vehicle*.

PART XVIII – REMOVAL OF VEHICLES

33) A Police Officer or *Municipal Law Enforcement Officer* upon discovery of any *vehicle* parked, stopped or standing in contravention of Part XVII 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, are a lien upon the *vehicle* which may be enforced in the manner provided by the *Repair and Storage Liens Act, R.S.O. 1990, Chapter R.25*, as amended.

PART XIX – BICYCLES AND POWER-ASSISTED BICYCLES

34) Power or electric wheelchair, or a mobility scooter are permitted throughout Public Parks.

35) Bicycles and *Power-assisted bicycles* are permitted throughout Public Parks, however, while in a *Public Park*, no *person* shall:

- b. ride or operate a *Power-assisted bicycles* while the power assistance is engaged;
- c. ride, operate or be in possession of any *bicycle* where *signs* are posted to prohibit same;
- d. obstruct, inconvenience or endanger other users of the *Public Park* while riding or operating a *bicycle*;
- e. subject to Section 30, fail to comply with all rules of the road normally in force and effect on a highway;
- f. ride abreast of more than one other cyclist;
- g. operate a *bicycle* which is not equipped with a bell or horn;
- h. operate a *bicycle* after dark which is not equipped with a front white light and a rear red light;
- i. fail to activate the required *bicycle* lighting when operating a bicycle after dark; or
- j. fail to maintain proper control of the *bicycle* at all times.

PART XX – MOTORIZED RECREATIONAL VEHICLES

36) No *person* shall ride, drive, park or be in possession or control of a *motorized recreational vehicle* in any *Public Park* except in a *Designated Area* or when authorized in writing by the General Manager, Community Services or his/her delegate.

PART XXI – TRUCKS AND COMMERCIAL VEHICLES

37) Unless authorized in writing by PART XXVIII no *person* shall drive, operate, pull or ride in any *Public Park*:

- b. any heavy machinery or equipment of any description and whatever the mode of power;
- c. any *vehicle* with a carrying capacity in excess of one ton;
- d. any *vehicle* having a registered gross weight in excess of 4,536 kilograms (10,000 pounds);
- e. any *vehicle* in excess of 6.7 metres (21.9 feet) in length;
- f. any *vehicle* which is a bus converted into a mobile home; or
- g. any *vehicle* that is a tow truck, except when services of a tow truck are required.

38) Section 37 does not apply to any *vehicle* that is:

- b. being used for the purpose of making a delivery to a point within the limits of the *Public Park*, while it is proceeding to or from such point of delivery; or
- c. operated for personal, recreational or non-commercial use and where permitted by the General Manager, Community Services or his/her delegate.

PART XXII – VEHICLES AND SPEED

39) While in any *Public Park*, no *person* shall operate:

- b. any *vehicle* on a *roadway* at a speed in excess of the *signed* limit; or
- c. a *bicycle* at a speed which endangers or is liable to endanger any other *person* using the *Public Park* or which causes another *person* using the *Public Park* to experience a reasonable apprehension that they are at risk of injury or harm.

PART XXIII – COMMERCIAL ENTERPRISES, SOLICITATION OR ADVERTISEMENTS

40) Unless authorized by *Permit*, no *person* shall while in a *Public Park*, sell, offer or display for sale:

- b. any food, drink or refreshment;
- c. any goods, wares, merchandise or articles including promotional material, souvenirs and novelties; or
- d. any art, skill, service or work.

41) While in any *Public Park*, no *person* shall practice, carry on, conduct or solicit for any trade, occupation, business or profession.

42) No *person* shall in any *Public Park*, place, maintain or allow to remain any coin operated vending machine or game of any nature except when authorized in writing by the General Manager, Community Services.

43) While in a *Public Park*, no *person* shall beg, solicit or invite subscriptions or contributions.

44) Unless authorized by *Permit*, no *person* shall:

- b. while in any *Public Park* distribute, discard or display any handbill, notice or other circular, bill or advertisement; or
- c. post, nail, attach, stencil or otherwise fasten or erect any poster, *sign*, notice, placard or other circular, bill, advertisement or paper to any *Public Park* property.

PART XXIV – FILMING AND TAPING

45) Unless authorized by *Permit* and/or PART XXVIII no *person* shall while in a *Public Park*, take or allow to be taken, any filming, where such a *Permit* is required pursuant to the Haldimand County Filming Guidelines and Filming Policy.

PART XXV – ENFORCEMENT

46) Any Police Officer, *Municipal Law Enforcement Officer* or employee of the *County* designated by the General Manager, Planning & Economic Development or General Manager, Community Services for the purpose of this section is authorized to inform any *person* of the provisions of this by-law and to request compliance therewith.

47) Police Officers or *Municipal Law Enforcement Officers* are authorized to enforce the provisions of this by-law.

48) For the purpose of ensuring compliance with this by-law, a *Municipal Law Enforcement Officer* or Police Officer may at all reasonable times, enter upon and inspect any land or *Public Park* to determine whether or not the following are being complied with:

- b. this by-law;
- c. a direction or order made under this by-law; or

- d. a prohibition order made under s. 431 of the *Municipal Act, 2001*.

49) A *Municipal Law Enforcement Officer* or Police Officer may for the purposes of the inspection under Section 48:

- b. require a *person* to produce for inspection any *Permit*, written contract or other authorization permitting the *person* to use the *Public Park*;
- c. inspect and remove any *Permit*, written contract or other authorization relevant to the inspection for the purpose of making copies or extracts;
- d. require information in writing or otherwise as required by the officer from any *person* concerning a matter related to the inspection; or
- e. alone or in conjunction with a *person* possessing special or expert knowledge, undertake an inspection to determine compliance with this by-law.

50) Any *Municipal Law Enforcement Officer* or Police Officer or County employee so authorized, is authorized to order any *person* believed by such Officer or employee to be in contravention of this by-law or who has contravened any provision of this by-law:

- b. to desist from the activity constituting or contributing to such contravention;
- c. to remove from the park any animal or thing owned by or under the care of such *person* which the officer or employee believes is or was involved in such contravention; or

d. to leave the park.

51) A *Municipal Law Enforcement Officer*, or Police Officer may make an Order, sent by prepaid regular mail to the last known address, posted on-site or personally delivered to a *person* requiring the *person* within the time specified in the Order to:

- a. discontinue the contravening activity; and/or
- b. do work to correct the contravention.

52) An Order may be served on a *person* personally by handing it to the *person*, but where the Order cannot be given or served by reason of the *person's* absence from the *person's* property or by reason of evasion of service, the order may be given or served:

- a. by handing it to an apparently adult person on the *person's* property;
- b. by posting it in a conspicuous place upon some part of the owner's property and by sending a copy by ordinary mail; or
- c. by sending it by prepaid registered mail to the owner at the address where he/she resides.

53) If an Order is served by registered mail, the service shall be deemed to have been made on the fifth (5th) day after the day of mailing.

54) An Order under Section 50 shall set out:

- a. reasonable particulars of the contravention adequate to identify the contravention and the location of property on which the contravention occurred;

- b. the work to be completed; and
- c. the date(s) by which the work must be complete.

55) Where any *person* contravenes any of the provisions of this by-law or fails to comply with any order referred to in Section 50 hereof, any *Permit*, approval or any exclusion or any exception provided for in this by-law, provided to such *person*, to remain in or use that park, is revoked.

56) Where any *person* contravenes any of the provision of this by-law and fails to comply with an order to leave the park, such *person* is subject to the provisions of the *Trespass to Property Act, R.S.O. 1990, c.T.21*.

PART XXVI – PENALTY

57) Each *person* who contravenes any provision of this by-law is guilty of an offence.

58) An individual convicted of an offence under section 57 is liable to:

- a. On a first conviction to a fine of not more than \$50,000;
and
- b. On a subsequent conviction to a fine of not more than \$50,000 for each day or part of a day upon which the contravention has continued after the day on which the individual was first convicted.

59) A corporation convicted of an offence under subsection 57 is liable to:

- a. On a first conviction to a fine of not more than \$50,000;
and

b. On a subsequent conviction to a fine of not more than \$50,000 for each day or part of a day upon which the contravention has continued after the day on which the corporation was first convicted.

60) A director or officer of a corporation who knows that the corporation is violating or has violated a provision of the by-law is guilty of an offence and on conviction is liable to:

a. On a first conviction to a fine of not more than \$25,000; and

b. On a subsequent conviction to a fine of not more than \$10,000 for each day or part of a day upon which the contravention has continued after the day on which the corporation was first convicted.

PART XXVII – OBSTRUCTION

61) No *person* shall or attempt to hinder or obstruct a *Municipal Law Enforcement Officer* or Police Officer in carrying out his or her duties as described under this by-law.

PART XXVIII – EXCLUSIONS AND EXCEPTIONS

62) The provisions of this by-law shall not apply to a *person* who has received *Council* approval for a *Special Event* or has otherwise received *Council* approval or who has authorization from the General Manager, Community Services or his/her delegate, subject to all of the specified exemptions, terms and conditions of that approval or authorization.

63) The provisions of this by-law shall not apply to:

b. the drivers, operators or other personnel of emergency medical and fire service *vehicles*, Police or *Municipal Law Enforcement Officers* appointed by the *Council* of

Haldimand County, while engaged in the performance of duties; or

- c. employees or agents of the *County* while engaged in works or services undertaken for or authorized by the *County* in any *Public Park*.

64) This by-law shall be subject to provisions of contracts and agreements now or hereafter entered into by the *County* respecting works or services to be performed in any park.

PART XXIX – CONFLICT WITH OTHER BY-LAWS

65) In the event of any conflict between the provision of this by-law and any other by-law regarding the regulation of parks and facilities, including the by-laws referred to in Part XXXI, the provisions of this by-law shall prevail, however, the by-law will not invalidate the enforceability of other provisions of those by-laws.

PART XXX – SEVERABILITY

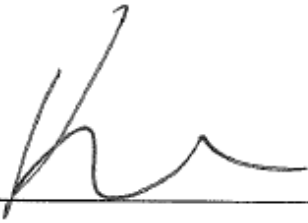
66) Where a Court of competent jurisdiction declares any section or part of a section of this by-law invalid, the remainder of this by-law shall continue in force unless the Court makes an order to the contrary.

PART XXXI – REPEAL OF EXISTING BY-LAWS

67) By-laws 31-74, 35-85, 19-79, 21-83 of the former Town of Dunnville, By-law 418-84 of the former Town of Haldimand and By-law 49-94 of the former City of Nanticoke are hereby repealed.

READ a first and second time this 11th of May, 2015.

READ a third time and finally passed this 11th of May, 2015.



MAYOR



CLERK

**SCHEDULE 1
PERMIT APPLICATIONS
PARKS & PAVILIONS**

COUNTY	
FACILITY	AMENITIES
<u>CALEDONIA:</u>	
Caledonia Kinsmen Park	Gazebo with hydro; Pavilion with hydro; washrooms; playground; pool; splash pad
<u>CAYUGA:</u>	

Bob Baigent Memorial Park, Cayuga	Pavilion with hydro & water; washrooms; boat launch
<u>DUNNVILLE:</u>	
Dunnville Central Park	Band shell with hydro; washrooms; playground; wading pool
Dunnville Kinsmen Park	Playground; washrooms
Dunnville Lions Park	Pavilion; washrooms; pool; playground; basketball court; skateboard park
Dunnville Wingfield Park	Washrooms; boat launch
<u>HAGERSVILLE:</u>	
Hagersville Park	Pavilion with hydro & water; two picnic areas; washrooms; playground; pool; wading pool

PARKS & PAVILIONS

FIELD MANAGEMENT GROUP	
FACILITY	AMENITIES
<u>FISHERVILLE:</u>	
Fisherville Lions Community Park	Pavilion with hydro; washrooms; playground
<u>JARVIS:</u>	
Jarvis Lions Park	Pavilion with hydro & water; washrooms; playground
<u>SELKIRK:</u>	
Selkirk Community Park	Pavilion with hydro & water; washrooms; playground
<u>TOWNSEND:</u>	
Townsend Lions Park	Pavilion with hydro & water; washrooms

SCHEDULE 1

PERMIT APPLICATIONS (cont'd)

BASEBALL DIAMONDS

COUNTY	
FACILITY	AMENITIES
<u>CAYUGA:</u>	
Cayuga Kinsmen Park	One diamond; washrooms; bleachers; playground
<u>DUNNVILLE:</u>	
Dunnville Alice & Albert Schram Park	One diamond; lights; bleachers; washrooms
Dunnville Fairview School	One small diamonds - no lights
Dunnville Kinsmen Park	Diamond #1: lights; Diamond #2: no lights Washrooms; bleachers; concession; playground
Dunnville Lions Park	One diamond with lights; bleachers; concession; playground
<u>FISHERVILLE:</u>	

Fisherville Lions Community Park	Diamonds #1 & #2: Lights Diamond #3: T-Ball - No lights Washrooms; bleachers; concession; batting cage; playground; pavilion
<u>HAGERSVILLE:</u>	
Hagersville Grant Kett Park	Diamonds #1 & #3: Lights Diamond #2: No lights Washrooms; bleachers; concession; playground; pavilion

BASEBALL DIAMONDS

FIELD MANAGEMENT GROUP	
FACILITY	AMENITIES
<u>JARVIS:</u>	
Jarvis Lions Park	Diamonds #1 & #2: Lights Diamond #3: No lights Washrooms; bleachers; concession; playground; pavilion
<u>SELKIRK:</u>	

Selkirk Community Park	One diamond with lights; washrooms; bleachers; playground; pavilion
<u>TOWNSEND:</u>	
Townsend Lions Park	Diamond #1: Lights, bleachers Diamond #2: No lights Washrooms; concession; playground; pavilion

SCHEDULE 1

PERMIT APPLICATIONS (cont'd)

POOLS & WADING POOLS

COUNTY	
FACILITY	AMENITIES
Caledonia Pool	Pool
Dunnville Pool	Pool
Hagersville Pool	Pool; Wading Pool

ARENAS

COUNTY	
FACILITY	AMENITIES
Cayuga Memorial Arena	NHL size ice pad Arena floor during off-season (April-July)
Dunnville Memorial Arena	NHL size ice pad Arena floor during off-season (April-July)
Hagersville Arena	Ice Pad: 82'x180' Arena floor during off season (April-July)
Haldimand County Caledonia Centre (TWIN PAD)	Twin NHL size ice pads Summer ice available on one pad Arena floor available (April-July) on second pad

**Caledonia Satellite Office
282 Argyle St. South
Caledonia, ON
N3W 1K7**



Revised August 24, 2015