

Consolidation – October 2023
**This consolidation is prepared for convenience only. For accurate reference,
recourse should be had to the Original By-law and approved corresponding
amendments.**

The Corporation of Haldimand County

By -Law 302/02

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*.
 - c) "By-Law Enforcement Officer" means a *person* authorized by Council to enforce the by-laws of Haldimand County.
 - d) "Curb" includes the edge of the *roadway*.

- e) “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*.
- f) “Motor vehicle” includes an automobile, truck, motorcycle, motor assisted bicycle, and any other *vehicle* propelled or driven otherwise than by muscular power.
- g) “Municipality” means Municipality of the Corporation of Haldimand County.
- h) “Owner” means the *person* having ownership of, or *person* having control, charge or care of a *vehicle*.
- i) “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.
- j) “Person” includes any *person, firm, partnership, association, corporation, company or organization* of any kind.
- k) “Police Officer” means a member of the Ontario Provincial Police.
- l) “Residential” means any location within the urban areas, hamlet areas and designated resort residential zones as designated in the area Official Plans.
- m) “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.
- n) “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;

- (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.
- 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:

- 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

By-Law 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.
21. 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.

MAYOR

CLERK

Schedule “A”
“Snow Routes”

Column 1 Street	Column 2 Side	Column 3 From	Column 4 To
Caledonia			
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
Thompson Road	North	Galloway Avenue	Fleming Crescent
MacLachlan Avenue	South	Lillian Way	Racer Way
<i>(Above two sections amended by By-Law 2213/20, Nov 2/20)</i>			
Cayuga			
Talbot Street	Both	Grand River Bridge	Ottawa Street
<i>(Above Section amended by By-Law 1573/15, Aug. 31/15)</i>			
Cayuga Street	Both	Talbot Street	Mohawk Street
Dunnville			
Chestnut Street	East	South Cayuga Street	Queen Street
Chestnut Street	West	Alder Street	Queen Street
<i>(Above two Sections amended by By-Law 880/07, Dec. 17/07)</i>			
<i>(Above two Sections amended by By-Law 1631/16, Feb. 8/16)</i>			
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
 (Above Section amended by By-Law 973/08, Dec. 01/08)

Hagersville

Main Street North both King Street 285 metres north of
 MacNeil Court

(Above Section amended by By-Law 1988/18, Nov. 5/18)

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 “A”

“Snow Routes Continued”

Column 1 Street	Column 2 Side	Column 3 From	Column 4 To
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Jarvis

Main Street both Miller Avenue Boyd Street
 Talbot Street both Saunders Drive 475 metres west of
 Main Street

(Above two sections amended by By-Law 1742/16, Dec. 12/16)

Schedule “B”

Schedule of Fines

	Column 1	Column 2	Column 3	Column 4
Item	Short Form Wording	Provision creating or defining offence	Early Payment (including costs)	Set fine (including costs)
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 a cul-de-sac	Section 6	\$50.00	\$60.00
6	Parking on a 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 – Continued”

Column 1	Column 2	Column 3	Column 4
Street	Side	From	To
Caledonia			
Arnold Marshall Blvd	Both	McClung Rd	Montrose Ave
<i>(Above section amended by By-Law 2213/20, Nov 2/20)</i>			
Basswood Crescent (North Approach)	North	Lilac Circle	60 metres west
Basswood Crescent	West	60 metres west of Lilac	55 metres south
Basswood Crescent (South Approach)	South	Lilac Circle	60 metres west
<i>(Above three sections amended by By-Law 2460/23, Oct. 16/23)</i>			
Burke Drive	Both	Aberdeen Street	Orkney Street East
Caledon Court	Both	Celtic Avenue	End of Street
<i>(Above two sections amended by By-Law 540/04, Sept. 27/04)</i>			
Carrie Crescent	West and South	MacLachlan Avenue	Rebecca Way
Castro Lane	West	McClung Road	McClung Road
<i>(Above two sections amended by By-Law 2460/23, Oct. 16/23)</i>			
Cromarty Ave	West	Thompson Rd	Arnold Marshall Boulevard
Derby Dr	West	Thompson Rd	Fleming Cres
<i>(Above two sections amended by By-Law 2213/20, Nov 2/20)</i>			
East Edinburgh Square Road	East	A Point 42m north of Caithness St E	Sutherland St E
<i>(Above section amended by By-Law 2384/22, Sept 26/22)</i>			

Schedule “C”

“Specific Exemptions – Continued”

Column 1	Column 2	Column 3	Column 4
Street	Side	From	To
Caledonia (continued)			
Ellis Avenue	South	Whithorn Crescent	Rebecca Way
<i>(Above section amended by By-Law 2460/23, Oct. 16/23)</i>			
Evergreen Lane	West	Thompson Rd	Fleming Cres
Fleming Cres	East/North	Thompson Rd	Montrose Ave
Galloway Ave	East	Thompson Rd	Arnold Marshall Blvd
<i>(Above three sections amended by By-Law 2213/20, Nov 2/20)</i>			
Glenmore Place	Both	Kinross Street	End of Street
<i>(Above section amended by By-Law 540/04, Sept. 27/04)</i>			
Granville Crescent (West Approach)	West and North	Mercato Avenue	A point 295 metres north and east
Granville Crescent (West Approach)	East	Mercato Avenue	A point 160 metres north
Hawick Crescent (East Approach)	West	Ellis Avenue	230 metres north of Ellis Avenue
Hawick Crescent	South	230 metres north of Ellis Avenue	95 metres westerly
Hawick Crescent (West Approach)	East	325 metres northwest of Ellis Avenue	To south limit of Hawick Crescent
Hickory Court	North	190 metres south of Lilac Circle	To end

(Above six sections amended by By-Law 2460/23, Oct. 16/23)

Schedule “C”

“Specific Exemptions – Continued”

Column 1	Column 2	Column 3	Column 4
Street	Side	From	To
Caledonia (continued)			
Kelso Dr	West	Thompson Rd	Larry Cres
Larry Cres	South/West	Arnold Marshal Blvd	End
<i>(Above two sections amended by By-Law 2213/20, Nov 2/20)</i>			
Lilac Circle	North	McClung Road	255 metres easterly
Lilac Circle (East Approach)	West	255 metres east of McClung Road	220 metres southerly
Lilac Circle (West Approach)	West	Lilac Circle	240 metres southerly
Lilac Circle (South Approach)	South	Lilac Circle (West Approach)	Lilac Circle (East Approach)
Lillian Way	West	MacLachlan Avenue	Rainbow Drive
<i>(Above five sections amended by By-Law 2460/23, Oct. 16/23)</i>			
Lise Lane	West	MacLachlan Avenue	Rainbow Drive
Lonsdale Road	East	Mercato Avenue	Granville Crescent
<i>(Above two sections amended by By-Law 2460/23, Oct. 16/23)</i>			
MacLachlan Ave	South	Lillian Way	Racer Way
<i>(Above section amended by By-Law 2213/20, Nov 2/20)</i>			
Malcolm Crescent	West	MacLachlan Avenue	Rainbow Drive
<i>(Above section amended by By-Law 2460/23, Oct. 16/23)</i>			

Schedule “C”

“Specific Exemptions – Continued”

Column 1	Column 2	Column 3	Column 4
Street	Side	From	To
Caledonia (continued)			
McCargow Drive	West	Thompson Rd	Fleming Cres
Michael John Ave	South/West	Galloway Ave	Larry Cres
Montrose Ave	West	MacLachlan Ave	Arnold Marshall Blvd
Mull Ave	West	Thompson Rd	Arnold Marshall Blvd
<i>(Above four sections amended by By-Law 2213/20, Nov 2/20)</i>			
Norwich Crescent (West Approach)	West and North	Mercato Avenue	A point 180 metres north and east
Norwich Crescent (East Approach)	East	Mercato Avenue	A point of 150 metres north
Oaktree Drive	South	McClung Road	Whithorn Crescent
Owl Lane	South	Whithorn Crescent	Hawick Crescent
<i>(Above four sections amended by By-Law 2460/23, Oct. 16/23)</i>			
Patterson Dr	West	Thompson Rd	Arnold Marshall Blvd
<i>(Above section amended by By-Law 2213/20, Nov 2/20)</i>			
Rainbow Drive	South	McClung Road	Whithorn Crescent
Rebecca Way	West	MacLachlan Avenue	Ellis Avenue
Richard William Drive	West	MacLachlan Avenue	Rainbow Drive
<i>(Above three sections amended by By-Law 2460/23, Oct. 16/23)</i>			

Schedule “C”

“Specific Exemptions – Continued”

Column 1	Column 2	Column 3	Column 4
Street	Side	From	To
Caledonia (continued)			
Santos Drive (West Approach)	West	Sundin Drive	185 metres south of Sundin Drive
Santos Drive	South	185 metres south of Sundin Drive	55 metres easterly
Santos Drive (East Approach)	East	Sundin Drive	125 metres south of Sundin Drive
<i>(Above six sections amended by By-Law 2460/23, Oct. 16/23)</i>			
Sumac Dr	West	Thompson Rd	Fleming Cres
<i>(Above section amended by By-Law 2213/20, Nov 2/20)</i>			
Sundin Drive (West Approach)	West	Caithness Street E	250 metres north of Caithness Street E
Sundin Drive	North	250 metres north of Caithness Street E (of West Approach)	245 metres easterly
Sundin Drive (East Approach)	East	Caithness Street E	95 metres north of Caithness Street E
<i>(Above three sections amended by By-Law 2460/23, Oct. 16/23)</i>			
Thompson Rd	North	Galloway Ave	Fleming Cres
<i>(Above section amended by By-Law 2213/20, Nov 2/20)</i>			
Walk Road	West	Mercato Avenue	South limit of Walk Road
<i>(Above section amended by By-Law 2460/23, Oct. 16/23)</i>			

Schedule “C”

“Specific Exemptions – Continued”

Column 1	Column 2	Column 3	Column 4
Street	Side	From	To

Caledonia (continued)

West Edinburgh Square Road	West	Sutherland St	Caithness St
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(Above section amended by By-Law 2384/22, Sept 26/22)

Whithorn Crescent (East Approach)	West	MacLachlan Avenue	460 metres North
Whithorn Crescent (West Approach)	West and North	MacLaclan Avenue	To a point 460 metres North of MacLachan Avenue (East Approach)
Wintergreen Crescent (east approach)	East	Lilac Circle	150 metres north
Wintergreen Crescent	North	150 metres north of Lilac Circle	80 metres westerly
Wintergreen Crescent (west approach)	West	Lilac Circle	160 metres north of Lilac Circle

(Above six sections amended by By-Law 2460/23, Oct. 16/23)

Schedule “C”

“Specific Exemptions – Continued

Column 1	Column 2	Column 3	Column 4
Street	Side	From	To
Cayuga			
Pike Creek Drive	South and West	40 metres east of Hudson Drive	A point 205 metres easterly
Pike Creek Drive	East and North	60 metres east of Pike Creek Drive	A point 170 metres easterly
Pike Creek Drive	North and Est	45 metres south of Railton Road	330 metres easterly
<i>(Above three sections amended by By-Law 2460/23, Oct. 16/23)</i>			
Seneca St	West	McKay St	Brant St
Seneca St	West	Tuscarora St	Chippewa St
<i>(Above two sections amended by By-Law 867/07, Nov. 05/07)</i>			
Townsend			
Hawthorne Cres	Both	Woodfield Ave	Woodfield Ave
<i>(Above section amended by By-Law 2086/19, Sept 23/19 & 2200/20 Sept 21/20)</i>			
Bramble Cres	Both	Willow Glen Dr	Woodfield Ave
<i>(Above section amended by By-Law 2314/21, Nov 22/21)</i>			

Schedule “C”

“Specific Exemptions – Continued

Column 1	Column 2	Column 3	Column 4
Street	Side	From	To
Hagersville			
Athens St	West	King St	David St
<i>(Above Section amended by By-Law 2314/21, Nov 22/21)</i>			
Cherry Blossom Drive	West	David Street	North limit of Cherry Blossom Drive
<i>(Above Section amended by By-Law 2460/23, Oct. 16/23)</i>			
David St	South	Magnolia St	Athens St
<i>(Above Section amended by By-Law 2314/21, Nov 22/21)</i>			
Garden Drive	West	David Street	North Limit of Garden Drive
<i>(Above Section amended by By-Law 2460/23, Oct. 16/23)</i>			
Julia St	North	Magnolia St	West to End
Magnolia St	West	David St	Julia St
<i>(Above Two Sections amended by By-Law 2314/21, Nov 22/21)</i>			
Marbella Avenue	West	David Street	North limit of Marbella Avenue
Rose Lawn Drive	West	David Street	North Limit of Rose Lawn Drive
Windrose Street	West	David Street	North Limit of Windrose Street
<i>(Above Three Sections amended by By-Law 2460/23, Oct. 16/23)</i>			

Schedule “D”

“Specific Exemptions – Dunnville”

Column 1	Column 2	Column 3	Column 4
Street	Side	From	To
Dunnville			
Griffith Avenue	Both	Alder St.	South Cayuga
Alder St. West	Both	West St.	George St.
South Cayuga St.	Both	Cedar St.	Pine St.
John St.	Both	South Cayuga St.	Alder St.
<i>(Above four sections amended by By-Law 540/04, Sept. 27/04)</i>			
Church St.	East	Lock St.	Broad St.
<i>(Above section amended by By-Law 964/08, Oct. 20/08)</i>			
Church St.	West	Lock St.	Broad St.
<i>(Above section amended by By-Law 973/08, Dec. 01/08)</i>			
Cayuga			
Seneca St.	East	McKay St.	Brant St.
Seneca St.	East	Tuscarora St.	Chippewa St.
<i>(Above two sections amended by By-Law 867/07, Nov. 05/07)</i>			
South End Drive	West	Joseph Street	Sunset Lane
<i>(Above section amended by By-Law 1744/16, Dec. 12, 2016)</i>			
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. 9/15)</i>			