

The Corporation of the Municipality of Grey Highlands

Consolidated By-law No. 2019-104 - Parking

OFFICE CONSOLIDATION

A By-law Regulating Parking on Municipal Roads Within the Municipality of Grey Highlands - As amended by By-laws 2023-029, 2024-009, 2024-077, 2025-047

Whereas, pursuant to subsection 27(1) of the Municipal Act, 2001, S.O. 2001, c. 25, a municipality may pass by-laws in respect of a highway only if it has jurisdiction over the highway; and

Whereas, the Municipal Act, S.O.2001, c.25 Section 11(3) authorizes a lower-tier municipality to pass by-laws on matters within certain spheres of jurisdiction, specifically parking, except on highways; and

Whereas, Section 15(1) of the Police Services Act, R.S.O.,1990 Chapter P.15 provides for the appointment of persons to enforce the by-laws of the Municipality, who shall be peace officers the purposes of enforcing the by-laws of the Municipality of Grey Highlands.

Now Therefore the Council of the Municipality of Grey Highlands hereby enacts as follows:

1. Definitions

In this by-law:

- a) "Accessible Parking Space" means a parking space designated for the sole use of motor vehicles on which an Accessible Parking Permit (APP) is properly displayed;
- b) "Authorized Sign" means any sign or roadway, curb or sidewalk marking or other device placed or erected on a road under the authority of this by-law for the purpose of regulating parking;
- c) "By-law Enforcement Officer" means a person appointed by the Council of The Municipality of Grey Highlands for the purpose of enforcing the by-laws of the municipality;
- d) "Certificate of Parking Infraction Notice" means a notice authorized by the *Provincial Offences Act* and placed on any vehicle in contravention of this by-law;
- e) "Corporation" means the Corporation of the Municipality of Grey Highlands;
- f) "Crosswalk" means that part of a highway at an intersection that is included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs or in the absence of curbs from the edges of the roadway, or 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" means the edge of the travelled portion of the highway;
- h) "Director" means the Director of Transportation and Environmental Services for the Corporation of the Municipality of Grey Highlands;
- i) "Highway" has the meaning prescribed hereto in the *Highway Traffic Act*, R.S.O. 1190, c.H.8 and includes: a common or public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof;

- j) "Intersection" means the area embraced within the prolongation or connection of the lateral curb lines or, if none, then of the lateral boundary lines of two or more highways which join one another at an angle, whether or not one crosses the other;
- k) "Municipal Parking Area" means those areas on municipally owned land, excluding roadways or highways, specifically set aside for the parking of vehicles;
- l) "Owner" means a person with legal title to the personal property, the spouse of the person with legal title to the personal property or a person authorized in writing by the legal title holder to act on his or her behalf to enforce or request the enforcement of this by-law.
- m) "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;
- n) "Parking Infraction" means any unlawful parking, standing, or stopping of a vehicle that constitutes an offence;
- o) "Parking Space" means a portion of the surface of the roadway which is designated for the parking of a vehicle;
- p) "Pedestrian" means a person on foot, children in wheeled carriages, a person operating a wheelchair, or any person upon roller skates, or riding in or by means of any coaster, toy sleigh, sleigh, cart, express wagon or similar device;
- q) "Private property" means any property that is not owned by the Municipality of Grey Highlands;
- r) "Private Roadway" means any private road, lane, ramp, or other means of vehicular access to and egress from a building, property or structure, and it may include a part of a parking lot;
- s) "Roadway" as referenced in the *Highway Traffic Act*, means that part of the highway that is improved, designed or ordinarily used for vehicular traffic, but does not include the shoulder, and where a highway includes two or more separate roadways, the term "roadway" refers to any one roadway separately and not to all of the roadways collectively;
- t) "Sidewalk" means that part of a highway between each edge of the roadway and the adjacent the curb lines or the lateral lines of a roadway and the adjacent property lines intended for the use of the pedestrians;
- u) "Stand or Standing" means the halting of a vehicle, whether occupied or not, except for the purpose of and while actually engaged in receiving or discharging passengers;
- v) "Stop or Stopping" means the halting of a vehicle, even momentarily, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a Police Officer or of a traffic control sign or signal;
- w) "Time" means any hour or other period of time and refers to standard time when standard time is in effect and daylight savings time when daylight savings time is in effect;
- x) "Traffic Signal" means any device manually, electrically or mechanically operated for the regulation of traffic;
- y) "Vehicle" includes an automobile, a motorcycle, a motor assisted bicycle, trailer, traction engine, farm tractor, all-terrain vehicle, motorized snow vehicle, road-building machinery, and any vehicle drawn, propelled or driven by any kind of power, including muscular power.

2. Enforcement

The Ontario Provincial Police ("OPP"), By-law Enforcement Officer, or any employee or agent of the municipality designated to enforce the provisions of this by-law.

3. Method of Parking

Where there is no curb on a highway or roadway, no person shall park a vehicle on a Highway unless such vehicle is parked on the right-hand side of the highway, with the right front and right rear wheels of the vehicle as near to the right hand limit of the highway as is practicable without stopping or parking on a side-walk or footpath or any part of the highway where grass is grown or which is not intended for use of vehicles.

4. Parking Prohibited, Unless Otherwise Posted

a) No person shall park, place, stand or stop a vehicle in any of the following places where authorized signs have not been erected or posted:

- i) On a sidewalk;
- ii) Within or on a crosswalk;
- iii) In front of a public or private driveway;
- iv) Within an intersection;
- v) Within 3.0 meters of a fire hydrant;
- vi) Within 7.6 meters of a crosswalk;
- vii) Within 10 meters of an intersecting roadway;
- viii) Between a pedestrian cross-over and the adjacent curb;
- ix) On any bridge or the approaches thereto;
- x) On any street in such a manner as to obstruct traffic;
- xi) In such a position that will prevent the convenient removal of any other vehicle previously parked or standing;
- xii) Alongside or across the highway from any excavation or obstruction in the roadway when the free flow of traffic would thereby be impeded;
- xiii) On the roadway side of any stopped or parked vehicle;
- xiv) For the purpose of displaying the vehicle for sale;
- xv) For the purpose of washing, greasing or repairing the vehicle, except for such repairs as have been necessitated by an emergency;
- xvi) Within 5.0 meters of any part of any agricultural entrance or access point to, on and along a municipal highway, whether or not such access point is gated or closed or not open to the public.

b) The provisions of Section 4 a) v), vi) and vii) of this by-law shall not apply to prevent the parking, placing, standing or stopping of a vehicle within a parking space that has been designated by the municipality with appropriate signage

c) No vehicle shall park or stand directly opposite another on any street where the width of the vehicular traveled portion of the street or the width of the width between curbs is less than 8.3 meters or where such standing or parking would prevent the free passage of two lanes of traffic and is obstructed on any street, the vehicles parked on both sides will be deemed to have violated the provisions of this section.

d) No vehicle shall be parked, placed or left standing on any street between the hours of 12:00 a.m. and 7:00 a.m. from November 15 until March 31 of any year. Any vehicle parked, placed or left standing during the aforementioned period in violation of this section may be ticketed and/or removed to other parking places on orders of the OPP; the By-law Enforcement Officer; or any employee or agent of the municipality designated to enforce the provisions of this by-law. Any expense incurred for such removal shall be charged to and collected from the owner of such offending vehicle.

e) Notwithstanding the hours noted in Section 4 d), the Director of Transportation and Environmental Services, or his designate, may extend the hours and dates that no vehicle may be parked, placed or left standing, to allow for the safe and orderly removal of snow.

f) No vehicle shall be parked, placed or left standing on any street where said street has been temporarily closed in accordance with Section 13 of this by-law or, by the Corporation.

g) No person shall permit a vehicle to be parked or left on municipality owned or occupied land without the written agreement of the Corporation.

5. In Specified Places Where Authorized Signs Are On Display

When authorized signs have been erected or posted, no person shall park, place, stop or stand a vehicle in any of the following places:

- a) Within 15.25 meters of any intersection of a Provincial Highway and County Road.
- b) Within a designated accessible parking space unless an Accessible Parking Permit is properly displayed identifying that vehicle for use by the physically disabled.
- c) Within an area designated no parking, standing or stopping.
- d) For a time period in excess of the time specified on the authorized sign.

6. No Parking Areas

When authorized signs have been erected or posted, the highways as set out in Schedule "A" attached hereto shall be deemed no parking, no standing and no stopping areas in the areas described therein.

7. Accessible Parking

Where authorized signs have been erected or posted, the parking areas as set out in Schedule "B" attached hereto shall be designated as accessible parking and no person shall park, stand or stop unless an Accessible Parking Permit is properly displayed identifying that vehicle for use by the physically disabled.

8. Removal of Vehicles

In the event that a vehicle is parked or left standing anywhere in the Municipality of Grey Highlands in violation of any of the provisions of this by-law the OPP, Director of Transportation and Environmental Services, By-law Enforcement Officer or any individuals designated to act as By-law Enforcement Officers for the purposes of enforcing this by-law may in addition to attaching a Certificate of Parking Infraction Notice to the vehicle cause it to be removed to a vehicle impound designated by him and any expenses incurred for such removal be charged to and collected from the owner of such offending vehicle.

9. Exemptions

The provisions of this by-law shall not, if compliance therewith impractical, apply to:

- a) An emergency vehicle.
- b) A vehicle registered to the Municipality of Grey Highlands or registered to a utility, while actually performing work on behalf of the municipal corporation; or while responding to an emergency.
- c) When the driver or operator of a vehicle is in compliance with the direction of a police officer or of a traffic control device.

10. Reports

It shall be the duty of members of the OPP, By-law Enforcement Officer and the Director of Transportation and Environmental Services assigned to the enforcement of this by-law to report:

- a) The complete permit number and other identification tag marking, if any, of any vehicle parked in violation of any of the provisions of the by-law.
- b) Any member of the OPP or By-law Enforcement Officer engaged in the enforcement of this by-law, shall also attach to such vehicle a serial numbered notice to the owner or operator thereof that such provisions of this by-law and instructing such owner or operator to report to the office of the Treasurer of the Corporation or such other official as the Council may designate for that purpose in regard to such violation.

11. Delegation to Temporarily Close Highways

The Director of Transportation and Environmental Services, or his designate, may temporarily close a highway for road or infrastructure repair; fire, medical, snow or other similar emergency, or, to address any natural disaster that has occurred.

12. General

- a) The provisions of this by-law shall be subject to the provisions of *Highway Traffic Act* and amendments thereto. In the event of conflict between the provisions of this by-law and the *Highway Traffic Act*, the provisions of the said *Act* prevail.

- b) All Sections of this by-law shall be deemed to be separate and independent and the invalidity of any section or provision hereof shall not affect the
- c) Where parking is restricted to a specified time period under this by-law, the movement of a vehicle does not constitute the cessation of the parking of the vehicle unless said vehicle is moved, in its entirety, from the parking space or area that it had occupied.
- d) Schedules "A", "B" and "C" are hereby deemed to form part of this by-law.

13. Effective Date

This by-law comes into force and effect after passing the third reading.

14. Repeal of Former By-laws

That By-laws 2007-84 and 2017-115 and any other by-laws inconsistent with this by-law as adopted by the former Townships of Artemesia, Euphrasia, Osprey and Villages of Markdale and Flesherton are hereby repealed.

15. Penalties

- a) Every person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to a fine as provided for in the *Provincial Offences Act R.S.O. 1990, c. P. 33*.
- b) Where a vehicle has been left parked, stopped or standing in contravention of this by-law, the owner of the vehicle, even though the owner was not the driver of the vehicle at the time of the contravention of this by-law, is guilty of an offence and is liable to the fine prescribed for the offence unless, at the time of the offence, the vehicle was in the possession of some person other than the owner without the owner's consent, express or implied.

16. Short Title

The short title of this by-law is the *"By-law to Regulate Parking"* and may be known as The Parking By-law.

Read a first, second and third time, and finally passed on October 16 2019.

The Corporation of the
Municipality of Grey Highlands

Original Signed By

Paul McQueen, Mayor

Original Signed By

Amanda Fines-VanAlstine, Clerk

Status: Passed

**Municipality of Grey Highlands
Parking By-law # 2019-104
Schedule "A"**

*as amended by By-law 2023-029
as amended by By-law 2024-009
as amended by By-law 2024-077
as amended by By-law 2025-047*

Column 1 Street Name	Column 2 Side/Area	Column 3 From/To	Column 4 Duration	Column 5 By-law approval
7th Line	Both Sides	From 300m to 1000m south of Euphrasia-St. Vincent Townline	Anytime	2025-047
Bowles Bluff Rd. (Artemesia/Euphrasia)	Both Sides	Grey Rd. 30 to Artemesia/Euphrasia Townline	No Overnight Parking	2019-104
Campbell Street	North Side	Alice Street West for 20m	Anytime	2024-077
Canrobert St. (Eugenia)	Both Sides	Boat Launch to Inkerman St.	Anytime	2019-104
Causeway - 8th Concession (Eugenia)	South Side	MacDonalds Rd. to Peters Cres.	Anytime	2019-104
Durham/Collingwood St. (Flesherton)	Both Sides	Harold Best Pkwy to Victoria St.	Anytime	2019-104
Eliza St. (Markdale)	West Side	Main St. to Mark St.	Anytime	2019-104
Euphrasia-St. Vincent Townline	Both Sides	From 450m to 975m west of Grey Road 7	Anytime	2025-047
George St. (Markdale)	South Side	Toronto St. to Walker St.	Anytime	2019-104
Lorne St. (Markdale)	Both Sides	McDuff St. to Argyle St.	Anytime	2019-104
Pellisier St.	Both Sides	Grey Road 13 to Purdy St.	Anytime	2019-104
Purdy St.	Both Sides	Pellisier St. to Grey Road 13	Anytime	2019-104
Queen St. (Markdale)	West Side	Main St. to Victoria St.	Anytime	2019-104
Old Baldy Access	Both Sides	Sideroad 7B to the end of Old Baldy Access	Anytime	2019-104
Toronto St. N (Markdale)	East Side	Cavan St. to Fairview Hts.	Anytime	2019-104
Toronto St. S (Markdale)	Both Sides	Victoria Ave to the South limit of the Connecting Link	Anytime	2023-029
Walker St. (Markdale)	East Side	Main St. E to George St.	Anytime	2019-104
Walker St. (Markdale)	West Side	Main St. E to Cavan St.	Anytime	2019-104
No Parking on any Turn-a-round/ Cul de Sac/Dead End	Entire area		Anytime	2019-104
Markdale Village Streets	Both Sides	All Streets	No Overnight Parking April 1 st to November 14 th	2019-104
No Parking on any Street or Road within the Municipality of Grey Highlands	Both Sides	12:00am to 7:00am	Winter Season November 15th to March 31 st	2019-104
No Parking on any Street or Road within Amik Subdivision	Both Sides	All Streets (Lanktree Drive, Talisman Boulevard, Wodehouse Court, Kimberley Court, Amik Court)	Winter Season November 15th to March 31st	2024-009

Parking Lot on Lanktree Drive in Amik Subdivision	Parking Lot		Overnight Parking Permitted	2024-009
All Towns/Village Municipal Parking Lots	Parking Lot		No Overnight Parking (without agreement)	2019-104
Private Property	Parking Lot		As per private property owner	2019-104
Privately Owned, maintained by agreement with the Municipality	Parking Lot		No Overnight Parking (without agreement)	2019-104

No person shall park a vehicle on the highway or parts of the highway(s) set out in Column 1 on the side(s) set out in Column 2 between the limits set out in Column 3 during the period set out in Column 4.

**Municipality of Grey Highlands
Schedule B
Parking By-law # 2019 – xx**

Where authorized signs have been erected and on display, the parking areas as set out in Schedule “B” shall be designated as accessible parking and no person shall park, stand or stop unless a permit is properly displayed identifying that vehicle.

Column 1 (Street Name)	Column 2 (Side)	Column 3 (From/To/Area)	Column 4 (Duration)
Municipal Facilities	Parking Lot	Markdale Arena Flesherton Arena and Kinxplex Rocklyn Arena	For every 100 parking spaces - 1 Accessible Parking Space

Schedule C

**The Corporation of the Municipality of Grey Highlands
By-law Number 2019-xxx
Parking By-law
Part II Provincial Offences Act**

Item	Column 1 Short form wording	Column 2 Provision Creating or Defining Offence	Column 3 Set Fine
1.	Park on sidewalk	4 a) i)	\$30.00
2.	Park on crosswalk	4 a) ii)	\$30.00
3.	Park in front of driveway	4 a) iii)	\$30.00
4.	Park in intersection	4 a) iv)	\$30.00
5.	Park within 3 meters of fire hydrant	4 a) v)	\$30.00
6.	Park within 7.6 meters of crosswalk	4 a) vi)	\$30.00
7.	Park within 10 meters of intersection	4 a) vii)	\$30.00
8.	Park between pedestrian cross-over and adjacent curb	4 a) viii)	\$30.00
9.	Park on bridge or approaches thereto	4 a) ix)	\$30.00
10.	Park to obstruct traffic	4 a) x)	\$30.00
11.	Park to prevent removal of other vehicle parked or standing	4 a) xi)	\$30.00
12.	Park alongside or across highway from excavation or obstruction to impede traffic	4 a) xii)	\$30.00
13.	Park roadway side of parked or stopped vehicle	4 a) xiii)	\$30.00
14.	Park to display vehicle for sale	4 a) xiv)	\$30.00
15.	Park in order to wash, repair maintain vehicle unless necessitated by an emergency	4 a) xv)	\$30.00
16.	Park within 5.0 meters of agriculture entrance	4 a) xvi)	\$30.00
17.	Park 12:00 to 7 am November 15 to March 31	4 d)	\$30.00
18.	Park on Municipal parking lot - no agreement	4 g)	\$30.00
19.	Park within 15.25 meters of intersection of Provincial Highway and County Road	5 a)	\$30.00
20.	Park in disabled person parking space	5 b)	\$300.00
21.	Park in no parking area	5 c)	\$30.00
22.	Park in no parking zone - prohibited time	5 d)	\$30.00

Note: The penalty provisions for offences indicated above are contained in Section 15 of By-law Number 2019-xx, a certified copy of which has been filed.

OFFICE OF THE REGIONAL SENIOR JUSTICE
ONTARIO COURT OF JUSTICE
WEST REGION

80 DUNDAS STREET, 10th FLOOR, UNIT L
LONDON, ONTARIO N6A 6A8



CABINET DU JUGE PRINCIPAL RÉGIONAL
COUR DE JUSTICE DE L'ONTARIO
RÉGION DE L'OUEST

80, RUE DUNDAS, 10^e ÉTAGE, UNITÉ L
LONDON (ONTARIO) N6A 6A8

TELEPHONE/TÉLÉPHONE (519) 660-2292
FAX/TÉLÉCOPIEUR (519) 660-3138

February 5th, 2020

Ms. Devyani Anandjit
Crown Law Office, Criminal
Ministry of the Attorney General
720 Bay Street, 10th Floor
Toronto, ON M7A 2S9

Dear Ms. Anandjit:

Re: Set Fines - Provincial Offences Act - Part II
By-law Number 2019-104, of the Municipality of Grey Highlands

Please find enclosed a copy of the above Order, and a copy of a letter to the municipality as referenced above.

Should you have any questions or concerns, please do not hesitate to contact me at (519) 660-2293.

Yours truly,

A handwritten signature in black ink, appearing to be 'K Tracey'.

Kendra Tracey
Manager, Regional Judicial Support
West Region

encl.
/mg

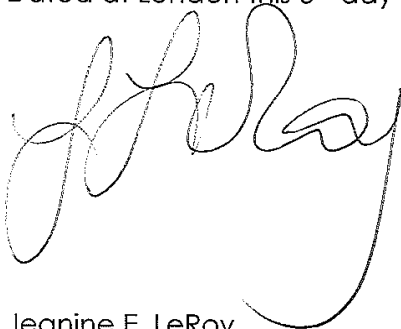
ONTARIO COURT OF JUSTICE

PROVINCIAL OFFENCES ACT

PART II

IT IS ORDERED pursuant to the provisions of the Provincial Offences Act and the rules for the Ontario Court of Justice that the amount set opposite each of the offences in the schedule of offences under the Provincial Statutes and Regulations thereunder and Municipal By-law No. 2019-104, of the Municipality of Grey Highlands, attached hereto are the set fines for those offences. This Order is to take effect February 5th, 2020.

Dated at London this 5th day of February, 2020.

A handwritten signature in black ink, appearing to read 'J. LeRoy', with a large, sweeping flourish extending from the bottom right.

Jeanine E. LeRoy
Regional Senior Justice
West Region

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Schedule C

**The Corporation of the Municipality of Grey Highlands
By-law Number 2019-104
Parking By-law
Part II Provincial Offences Act**

Item	Column 1 Short form wording	Column 2 Provision Creating or Defining Offence	Column 3 Set Fine
1.	Park on sidewalk	4 a) i)	\$30.00
2.	Park on crosswalk	4 a) ii)	\$30.00
3.	Park in front of driveway	4 a) iii)	\$30.00
4.	Park in intersection	4 a) iv)	\$30.00
5.	Park within 3 meters of fire hydrant	4 a) v)	\$30.00
6.	Park within 7.6 meters of crosswalk	4 a) vi)	\$30.00
7.	Park within 10 meters of intersection	4 a) vii)	\$30.00
8.	Park between pedestrian cross-over and adjacent curb	4 a) viii)	\$30.00
9.	Park on bridge or approaches thereto	4 a) ix)	\$30.00
10.	Park to obstruct traffic	4 a) x)	\$30.00
11.	Park to prevent removal of other vehicle parked or standing	4 a) xi)	\$30.00
12.	Park alongside or across highway from excavation or obstruction to impede traffic	4 a) xii)	\$30.00
13.	Park roadway side of parked or stopped vehicle	4 a) xiii)	\$30.00
14.	Park to display vehicle for sale	4 a) xiv)	\$30.00
15.	Park in order to wash, repair maintain vehicle unless necessitated by an emergency	4 a) xv)	\$30.00
16.	Park within 5.0 meters of agriculture entrance	4 a) xvi)	\$30.00
17.	Park 12:00 to 7 am November 15 to March 31	4 d)	\$30.00
18.	Park on Municipal parking lot - no agreement	4 g)	\$30.00
19.	Park within 15.25 meters of intersection of Provincial Highway and County Road	5 a)	\$30.00
20.	Park in disabled person parking space	5 b)	\$300.00
21.	Park in no parking area	5 c)	\$30.00
22.	Park in no parking zone - prohibited time	5 d)	\$30.00

Note: The penalty provisions for offences indicated above are contained in Section 15 of By-law Number 2019-104, a certified copy of which has been filed.

OFFICE OF THE REGIONAL SENIOR JUSTICE
ONTARIO COURT OF JUSTICE
WEST REGION

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CABINET DU JUGE PRINCIPAL RÉGIONAL
COUR DE JUSTICE DE L'ONTARIO
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February 5th, 2020

Raylene Martell
Director of Legal Services/Municipal Clerk
206 Toronto Street South, Unit One
P.O. Box 409
Markdale, ON N0C 1H0

Dear Ms. Martell:

**Re: Set Fines - Provincial Offences Act - Part II
By-law Number 2019-104, of the Municipality of Grey Highlands**

Enclosed herewith is an original Order, and an original schedule of set fines for the above referenced By-Law, the By-law indicated in the schedule.

The setting of the fines does not constitute my approval of the short form of wording used to describe the offences.

I have forwarded the copy of the Order and the schedule of set fines to the Provincial Offences Court in Owen Sound together with a copy of the By-law.

Yours truly,

A handwritten signature in black ink, appearing to read "J. LeRoy".

Jeanine E. LeRoy
Regional Senior Justice
West Region

encl.
/mg