

THE CORPORATION OF THE TOWN OF THESSALON

BY-LAW NUMBER 1651

Being a by-law to provide a Commercial Entrance in the Town of Thessalon.

WHEREAS Section 11 (1) of The Municipal Act, 2001, c.25, provides that a municipality may pass by-laws respecting matters within the “Highways, including parking and traffic on highways” sphere of jurisdiction;

WHEREAS Section 1(1) of the Highway Traffic Act provides that “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 and unloading merchandise or passengers;

AND WHEREAS Section 1(1) of the Highway Traffic Act provides that “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 directions of a police officer or of a traffic control sign or signal;

AND WHEREAS Section 1(1) of the Highway Traffic Act provides that “stand” or “standing”, when prohibited, means the halting of a vehicle, whether occupied or not, except for the purpose of and while actually engaged in receiving or discharging passengers;

AND WHEREAS the Council of the Corporation of the Town of Thessalon deems it necessary to provide a Commercial Entrance due to traffic conditions;

AND WHEREAS the Council of the Corporation of the Town of Thessalon deems it necessary to provide a Commercial Entrance for safety reasons;

THEREFORE the Council of the Corporation of the Town of Thessalon hereby **ENACTS AS FOLLOWS:**

1. **THAT** no person shall park, stop or leave standing a vehicle on the north or south side of that portion of Bay Street lying east of the east limit of Main Street, to the west limit of the lane, being approximately a distance more or less of one hundred and thirty-two feet, being a Commercial Entrance, between the hours of 8:00 a.m. and 5:00 p.m. Monday to Thursday inclusive.
2. **THAT** every person who contravenes this by-law is guilty of an offence, and upon conviction is liable to a fine pursuant to the Provincial Offences Act.
3. **THAT** the owner of a vehicle that is parked, stopped or left standing in contravention of this by-law is guilty of an offence and upon conviction is liable to a fine of \$25.00 pursuant to the Provincial Offences Act, unless the owner proves to the satisfaction of the court that at the time of the offence the motor vehicle was in the possession of another person without the owner’s consent, express or implied.
4. **THAT** By-law number 1632 is hereby rescinded.
5. **THAT** this By-Law is enacted upon the third and final reading hereof.

Read a first and second time this 20th day of May, 2009.

Read a third time and finally passed this 20th day of May, 2009.

MAYOR

Seal

CLERK-TREASURER