The Corporation of the Township of North Kawartha

By-law 2026-0000

Being a by-law of the Corporation of the Township of North Kawartha respecting the maintenance, use and protection of the municipal parking lot located at 143 Burleigh Street, Apsley, Ontario

Whereas section 9 of the *Municipal Act, 2001*, S.O. 2001, Chapter M.25, as amended (the Municipal Act), provides that a municipality has the capacity, rights powers and privileges of a natural person for the purpose of exercising authority;

And Whereas section 8 of the Municipal Act provides that the powers of a municipality under the Act shall be interpreted broadly so as to confer broad authority on municipalities to enable municipalities to govern their own affairs as they consider appropriate and to enhance their ability to respond to municipal issues;

And Whereas subsection 11(2) 4 of the Municipal Act provides that a lower tier municipality may pass by-laws respecting the public assets of the municipality acquired for the purpose of exercising its authority under the Municipal Act;

And Whereas subsection 11(3) 8 of the Municipal Act provides that a lower tier municipality may pass by-laws respecting parking, except on highways;

And Whereas the Corporation of the Township of North Kawrtha is the registered owner or tenant of certain parking lots within the municipality of the Township of North Kawartha;

Now Therefore the Council of the Corporation of the Township of North Kawartha enacts as follows:

ENFORCEMENT

1. This by-law may be enforced by a Police Officer, Police Cadet, Provincial Offences Officer, a Municipal Law Enforcement Officer appointed by the council, or the Roads Supervisor for the township.

PENALTY

2. Except where otherwise expressly provided by this by-law or the Highway Traffic Act, R.S.O. 1990, Chap. H.8, as amended, every person who:

   a) contravenes any provision of this by-law; or

   b) is the owner of a vehicle that is parked or stopped in contravention of any provision of this by-law, is guilty of an offence and on conviction is liable to any penalty as provided in the Provincial Offences Act, R.S.O. 1990, Chap. P.33, as amended.

3. Notwithstanding any other provision of this by-law, any person who contravenes section 3 of this by-law is guilty of an offence and on conviction is liable to a fine of not less than $300.00.

ILLEGALLY PARKED VEHICLES

4. Where a vehicle has been left parked, stopped or left standing in contravention of this by-law as passed, the owner of the vehicle, notwithstanding the he or she was not the driver of the vehicle at the time of the contravention of the 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 possession of some person other than the owner without the owner’s

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consent.

5. In addition to any other penalties prescribed herein, a Police Officer, Police Cadet, Provincial Offences Officer, or a Municipal Law Enforcement Officer may cause a vehicle parked or left in contravention of this by-law to be moved or taken to and placed or stored in a suitable place and all costs and charges for removing, care and storage, if any, are a lien against the said vehicle which may be enforced in the manner provided by the Repair and Storage Liens Act, R.S.O. 1990, Chap. R.25, as amended.

6. No person shall park or permit a vehicle to remain parked for a period longer than three (3) hours between 7:00 a.m. and 7:00 p.m., Monday to Friday, or for a period longer than 6 hours between 7:00 a.m. and 7:00 p.m. on Saturday, or a holiday.

7. No vehicle shall remain parked between the hours of 12:00 midnight until 7:00 a.m. except with the written approval of the Manager of Public Works.

8. No person shall park or leave a motor vehicle in a public parking area in a parking space reserved for persons with disabilities as identified by authorized signs by the Highway Traffic Act, unless a valid accessible parking permit is displayed on its dashboard or on the sun visor in accordance with the provisions of the Highway Traffic Act.

9. The Public Works Department may erect, place and maintain such official and authorized signs as are required to give effect to the provisions of this by-law

10. No person shall place, maintain or display any signs without written permission of the Manager of Public Works.

11. A Police Officer, Emergency Services personnel, a Municipal By-Law Enforcement Officer and Public Works personnel are exempt from complying with the provisions of this by-law while actively engaged in the lawful performance of their duties.

12. Notwithstanding any provisions of this by-law, in case of fire, a parade an assembly of persons, a congestion of traffic, a construction project or an emergency, parking may be restricted or prohibited by the Corporation or its authorized representatives or a police officer, and no person shall park a vehicle in contravention of such restrictions or prohibition where signs have been erected or notice has otherwise been given in respect of such restrictions or prohibitions, such signs being hereby authorized.

This by-law shall come into effect on the 3rd day of November 2026.

Read and Adopted in open Council on the 3rd day of November 2026.

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Carolyn Amyotte, Mayor

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Kelly Picken, Clerk

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