

The Corporation of the City of Kawartha Lakes

By-Law 2022-

A By-law to Regulate the Directional Traffic in the City of Kawartha Lakes on Fair Avenue, in Lindsay

Recitals

1. Council adopted Resolution Number CR2022-269 approving of the Traffic Control in this area.
2. The Municipal Act, 2001, S.O.2001, c.25 authorizes municipal councils to pass by-laws respecting traffic on highways under their jurisdiction, in conjunction with the provisions and requirements of the Highway Traffic Act, R.S.O. 1990, c.H.8.
3. This by-law enacts the approved traffic control.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2022- .

Section 1.00: Definitions and Interpretation

1.01 **Definitions:** In this by-law,

“City”, “City of Kawartha Lakes” or “Kawartha Lakes” means The Corporation of the City of Kawartha Lakes and includes its entire geographic area.

“City Clerk” means the person appointed by Council to carry out the duties of the clerk described in section 228 of the Municipal Act, 2001.

“Council” or “City Council” means the municipal council for the City.

“Director of Engineering and Corporate Assets” means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

“Director of Public Works” means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

“Emergency Vehicle” means police vehicles, fire department vehicles, ambulances, civil defense vehicles, and public utilities emergency vehicles.

“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 passage of vehicles in includes the area between the lateral property lines thereof.

“One-Way Street” means a street upon which vehicular traffic is limited to movement in one direction.

“Road” means a highway as defined in this by-law.

“Roadway” means the part of the highway that is improved, designed or ordinarily used for vehicular traffic, but does not include the shoulder, the boulevard or the sidewalk 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.

“Street” means a highway as defined in this by-law.

“Vehicle” includes a motor vehicle, trailer, traction engine, farm tractor, road-building machine, bicycle, power-assisted bicycle and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include a motorized snow vehicle or a street car.

1.02 **Interpretation Rules:**

- (a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.
- (b) The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.
- (c) Except as otherwise provided in section 1.01, the words and terms used in this by-law have the same meaning as the words and terms used in the Highway Traffic Act, R.S.O. 1990, c.H.8.

1.03 **Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.

1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

Section 2.00: Regulate Traffic

2.01 **One-Way Street**

a) **Fair Avenue** in Lindsay between the limits of Adelaide Street North and Albert Street North is designated for **east-bound one-way traffic** only.

b) Where official signs are posted, no person shall drive a vehicle on any portion of the highway described in 2.01a other than in the direction set out in 2.01a.

c) All exemptions and exceptions set out in the Highway Traffic Act for emergency vehicles apply, with any necessary modifications, to the provisions of this by-law

Section 3.00: Enforcement, Offence and Penalties

3.01 **Enforcement:** This by-law may be enforced by every police officer.

- 3.02 **Obstruction:** No person shall hinder or obstruct, or attempt to hinder or obstruct, any person exercising a power or performing a duty under this by-law.
- 3.02 **Offence and Penalty:** It is an offence for a person to contravene any provision of this by-law, and every person who contravenes this by-law is guilty of an offence and, on conviction, is liable to a fine in accordance with the provisions of the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended and the Highway Traffic Act, R.S.O. 1990, c.H.8 and any other applicable penalty.

Section 4.00: Administration and Effective Date

- 4.01 **Administration of the By-law:** The Director of Public Works is responsible for the installation and maintenance of the signs and road painting authorized by this by-law.
- 4.02 **Effective Date:** This By-law shall come into force on the date it is finally passed, and after properly worded signs have been erected.

By-law read a first, second and third time, and finally passed, this xx day of month, 2022.

Andy Letham, Mayor

Cathie Ritchie, City Clerk