

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 130-81

BEING A BY-LAW TO REGULATE PARKING ON
MUNICIPAL PARKING LOTS

WHEREAS Section 210(125) of The Municipal Act, R.S.O. 1980 Chapter 302 as amended, authorizes the Council to pass by-laws for prohibiting the parking of motor vehicles on property owned or occupied by a municipality or any local Board thereof without the consent of the municipality or local Board, as the case may be.

AND WHEREAS Section 208(55) of the Municipal Act provides that by-laws may be passed for regulating, supervising and governing the parking of vehicles on land owned or occupied by the municipality.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. In this By-law:
 - (a) "City" means the Corporation of the City of North Bay.
 - (b) "Motor vehicle" includes an automobile, motorcycle, motor assisted bicycle unless otherwise indicated in this by-law and any other vehicle propelled or driven otherwise than by muscular power.
 - (c) "Park" means the standing of a motor vehicle, whether occupied or not, except when standing temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers.
 - (d) "Parking Authority" means the Parking Authority of The Corporation of the City of North Bay.
 - (e) "Parking Lot" means the property owned or occupied by the City or the Parking Authority on which parking where permitted, is controlled and regulated by the posting of signs or by the use of parking meters.
 - (f) "Parking Meter" means a devise which shall indicate thereon the length of time during which a vehicle may be parked, which shall have as part thereof a receptacle for receiving and storing coins, a slot or place in which such coins may be deposited, a timing mechanism to indicate the passage of the interval of time during which the parking is permissible and which shall also display a signal when said interval of time shall have elapsed.
2. Manned Lot
No person shall park a motor vehicle in Parking Lot No. 1 described on Schedule "A" hereto between 8 o'clock in the morning and 6 o'clock in the evening on any day except Sunday:
 - (i) unless and until the fee set by Schedule "B" hereto has been paid by the driver of the motor vehicle; and
 - (ii) in no case longer than the maximum authorized time for that parking lot as stipulated by Schedule "B" hereto.

3. No person shall park a motor vehicle on Parking Lots number 2 to 7 inclusive, as described on Schedule "A" hereto between the hours of 8 o'clock in the morning and 6 o'clock in the evening on any day except Sunday:

- (i) unless and until there is deposited in the appropriate parking meter for the motor vehicle parking space one ten cent coin or one twenty-five cent coin for the period of authorized parking described in Schedule "B" hereto;
- (ii) the parking meter is activated; and
- (iii) in no case longer than the maximum authorized time at that parking meter as stipulated in Schedule "B" hereto.

4. (a) No person shall park a motor vehicle on Parking Lot No. 8 as described in Schedule "A" hereto between the hours of 8 o'clock in the morning and 5 o'clock in the evening unless such person is:

- (i) visiting the City Hall, the North Bay Area Health Unit, The Nipissing Board of Education or the North Bay Public Library; and
- (ii) the motor vehicle of such person is parked for a period of no longer than one hour per day.

(b) Where authorized signs are on display no person shall park a motor vehicle other than one used for the transportation of the physically disabled, within such designated parking space on Parking Lot No. 8.

5. Every motor vehicle parked in a Parking Lot described in Schedule "A" hereto shall make use of a parking meter immediately adjacent to the parking space within which such vehicle is parked and the fee set by Schedule "B" hereto shall be paid by the driver of the vehicle for the use of the parking space for the time permitted by Schedule "B" hereto.

6. No person shall park a motor vehicle at any designated parking space so that any part of the vehicle occupies more than one space or protrudes beyond the markings designating such space; except that a vehicle which is of a size too large to be parked within a single designated parking space may occupy two adjoining parking meter spaces when coins have been deposited in the parking meter for each space so occupied as is required in this by-law for the parking of other vehicles in such spaces.

7. (a) The Parking Authority is hereby authorized to issue permits and to reserve parking spaces for the purpose of permitting parking in the Parking Lots described in this by-law and to charge therefore the following sums:

- Parking Lots Nos. 1, 2 and 3 - \$25.00 per month
- Parking Lot No. 4 (Garage) - \$ 30.00 per month
- Parking Lots Nos. 6 and 7 - \$ 20.00 per month

(b) No person who does not hold an authorized permit for a reserved parking space shall park a motor vehicle in such designated reserved parking space.

Meter
Lots

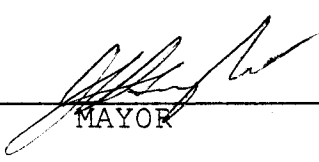
City Hall
Lot

Permits

8. The Parking Authority shall designate individual parking spaces in the Parking Lots described on Schedule "A" hereto and shall erect and maintain parking meters for each parking space in Parking Lots No. 2 to 7 inclusive.
9. Collection of fees paid to park in the Parking Lots shall be under the control of the Manager of the Parking Authority who shall keep a proper record of same and deposit same to the credit of the Parking Authority.
10. The City Engineer is directed to post signs stating the conditions on which a motor vehicle may be parked in Parking Lot No. 8 described on Schedule "A" hereto and the Parking Authority is directed to post signs stating the conditions on which a motor vehicle may be parked in Parking Lot No. 1.
11. Any person who contravenes any provision of this by-law is guilty of an offence and is liable to a penalty of not more than \$50.00, exclusive of costs, and such penalty shall be recovered under The Summary Convictions Act or The Provincial Offences Act, whichever is applicable.
12. When a vehicle is found parked in contravention of this by-law, any officer, servant or agent of the Parking Authority so finding the vehicle, may issue a summons or offence notice or attach to the vehicle a parking ticket in the form of a serial numbered notice stating:
 - (i) the license number or permit of the vehicle;
 - (ii) the date, time and place and nature of the alleged offence;
 - (iii) the procedure of making a voluntary payment of the penalty, which voluntary payment shall not be less than \$3.00 providing payment is made within 96 hours or \$5.00 providing payment is made within three weeks of the offence;
 - (iv) in the event of failure to make payment of \$3.00 within 96 hours or \$5.00 within three weeks, exclusive of costs, process will be issued pursuant to The Summary Convictions Act or under The Provincial Offences Act, whichever is applicable.
13. Any officers, servants, employees or agents, employed or appointed by the Parking Authority are hereby appointed to enforce the provisions of this by-law.
14. This by-law comes into force and effect upon being finally passed, provided that no provisions of this by-law shall be effective until the sign or signs, if any, applicable to such provision have been erected and are on display.
15. By-law No. 1875 of the City of North Bay is hereby repealed.

Penalty

READ A FIRST TIME IN OPEN COUNCIL THE 27th DAY OF JULY , 1981.
 READ A SECOND TIME IN OPEN COUNCIL THE 10TH DAY OF August , 1981.
 READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 10th DAY OF August , 1981.



 MAYOR



 CITY CLERK

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ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of North Bay in the District of Nipissing and Province of Ontario and being composed of:

PARKING LOT NO. 1 - (MANNED LOT) - On the south side of Oak Street East being an irregular shaped tract or parcel of land lying and being in the City of North Bay in the District of Nipissing and the Province of Ontario containing an area of thirty-six thousand five hundred (36,500) square feet. This land being shown outlined in red on the plan attached to this Schedule and is leased by the Parking Authority from Marathon Realty Company Limited.

PARKING LOT NO. 2 - (OAK STREET) - On the south side of Oak Street West and being an irregular shaped tract or parcel of land lying and being in the City of North Bay in the District of Nipissing and Province of Ontario containing an area of twenty-nine thousand four hundred and fifty-two (29,452) square feet more or less as shown outlined in red on the plan attached to this Schedule, leased by the Parking Authority from Marathon Realty Company Limited.

PARKING LOT NO. 3 - (McINTYRE STREET) - On the south side of McIntyre Street East, and including Lots 137, 138, 139, the east one half of Lot 92, Lot 140, and the north one half of Lot 141, all according to registered Plan No. 10 for the City of North Bay.

PARKING LOT NO. 4 - (PARKING GARAGE) - On the south side of McIntyre Street West and including Lots 129, 128, the east half of Lot 127, and that part of Lot 127 leased from Walker's Division for 99 years by the Parking Authority, all according to registered plan No. 10 for the City of North Bay.

PARKING LOT NO. 5 - (FRASER STREET) - That Part of Fraser Street between Main Street and the intersection of Oak Street and Algonquin Avenue in the City of North Bay.

PARKING LOT NO. 6 - (PARKING AUTHORITY LOT) - On the North side of Worthington Street West including Lots 377, 378, the south one half of Lot 429 and the south one half of Lot 430, all according to registered Plan No. 21 for the City of North Bay having an approximate area of one hundred and thirty-two (132) feet by one hundred and fifty (150) feet.

PARKING LOT NO. 7 - (OLD SCHOOL BOARD LOT) - On the East side of Worthington Street East and composed of the West one half of Lot 368, Lots 369, 370, 419, 420, 421 and 422 all according to registered Plan No. 21 for the City of North Bay.

PARKING LOT NO. 8 - (CITY HALL) - On the South side of Wylde Street and including all of Lots 277 and 278 according to registered Plan No. 10 for the City of North Bay.

THIS IS SCHEDULE "B" TO BY-LAW NO. 130-81 OF THE CORPORATION
OF THE CITY OF NORTH BAY

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PARKING LOT NUMBER (AS DESCRIBED ON SCHEDULE "A")	PERMITTED TIME PER DAY	RATE
1	no limit	35¢ per hour or any part thereof
2, 3, 4, 6, 7	5 hour maximum per meter	30¢ per hour or any part thereof
5	1 hour maximum per meter	30¢ per hour or any part thereof
8	1 hour maximum	No charge