

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 77-200

A by-law to regulate traffic and parking

THE COUNCIL of the Corporation of the City of Sault Ste. Marie, ENACTS as follows:

PART I - DEFINITIONS AND INTERPRETATION

1. DEFINITIONS

In this by-law,

- (1) **“Boulevard”** means all the parts of the streets of the City of Sault Ste. Marie lying between the curb or edge of the roadway and the street line, exclusive of the area covered by a sidewalk or shoulder;
- (2) **“Commercial Motor Vehicle”** means any motor vehicle having permanently attached thereto a truck or delivery body and includes ambulances, hearses, casket wagons, fire apparatus, police patrols, motor buses, and tractors used for hauling purposes on the highway;
- (3) **“Controlled-Access Road”** means a road so designated under Section 92 of The Highway Improvement Act;
- (4) **“Corner”** means the point of intersection of curbs or edges of the parts of streets used for vehicular traffic;
- (5) **“Crosswalk”**
 - (a) 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
 - (b) any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines or by other markings on the surface;
- (6) **“Gross Weight”** means the combined weight of vehicle and load;
- (7) **“Heavy Truck”** means a commercial motor vehicle having a gross weight as licensed pursuant to The Highway Traffic Act in excess of 13 tonnes (28,000 pounds), but does not include an ambulance, a

hearse, a casket wagon, a fire apparatus, a police vehicle or a motor bus; **[Amended by By-law 2008-139]**

- (8) **“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 the passage of vehicles;
- (9) **“Holiday”** means New Year’s Day, Good Friday, the birthday or the day fixed by proclamation of the Governor General for the celebration of the birthday of the reigning sovereign, Victoria Day, Dominion Day, any day proclaimed by the Mayor as a Civic Holiday, Labour Day, any day appointed by proclamation of the Governor General or the Lieutenant Governor as a public holiday or for a general fast on Thanksgiving, Remembrance Day, Christmas Day and Boxing Day;
- (10) **“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 roadways, that join one another at an angle, whether or not one street crosses the other;
- (11) **“Laned Roadway”** means a roadway on which the spaces for separate lanes of vehicular traffic are indicated by lines or other markings on the surface of the roadway or in any other manner;
- (12) **“Motorcycle”** means a self-propelled vehicle having a seat or saddle for the use of the driver and designed to travel on not more than three wheels in contact with the ground, and includes a bicycle with a motor attached and a motor scooter;
- (13) **“Motor Vehicle”** includes an automobile, motorcycle, and any other vehicle propelled or driven otherwise than by muscular power; but, does not include the cars of electric or steam railways, or other motor vehicles running only upon rails, or a traction engine, farm tractor, self-propelled implement husbandry or road-building machine;
- (14) **“One-Way Street”** means a street upon which movement of vehicular traffic is limited to one direction;
- (15) **“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 of merchandise or passengers;

- (16) “**Parking Meter**” means an automatic or other mechanical device, including a Pay and Display Machine, together with standard or other means of support, erected for the purpose of controlling and regulating the parking of any vehicle in a parking space and for measuring and recording the duration of such parking; **[Amended by By-law 2014-129]**
- (17) “**Parking Meter Space**” means that part of the surface of the roadway forming part of a street, the use of which for parking vehicles is controlled and regulated by a parking meter;
- (18) “**Parking Meter Zone**” means that part of a street where parking is controlled and regulated by the use of parking meters;
- (19) “**Pay and Display Machine**” means a device that indicates the length of time during which a vehicle may be parked, and which has a receptacle for receiving and storing coins or a mechanism to allow payment by credit or debit card, or any combination thereof, and which produces a ticket to show the time and date for which parking is permitted; **[Amended by By-law 2014-129]**
- (20) “**Pedestrian**” means a person afoot or an invalid, child or other person in a wheeled chair or baby carriage;
- (21) “**Pole Trailer**” means a trailer attached to a towing vehicle by means of reach or pole or by being boomed or otherwise secured to the towing vehicle and ordinarily used for transporting long or irregularly-shaped loads such as poles, pipes or structural members capable, generally of sustaining themselves as beams between the supporting connections;
- (22) “**Right of Way**” means the privilege of the immediate use of the roadway;
- (23) “**Road Building Machine**” means a self-propelled vehicle designed and used primarily in connection with the building or maintenance of highways and not designed or used for carrying a load;
- (24) “**Roadway**” means the 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 at all of the roadways collectively;
- (25) “**Semi-trailer**” means any trailer that is so designed that, when operated, the forward part of its body or chassis rests upon the body of chassis of the towing vehicle;

- (26) “**Sidewalk**” includes all such parts of a street as are set aside for the use of pedestrians;
- (27) “**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;
- (28) “**Stop**” or “**Stopping**” when prohibited means the halting of a vehicle even momentarily, whether occupied or not, except when necessary to avoid conflict with either traffic or in compliance with the directions of a constable or other police officer or of a traffic signal, traffic control device control officer;
- (29) “**Street**” includes a highway and roadway and means the entire width between the boundary lines of the street or highway;
- (30) “**Through Highway**” means a through highway as defined in The Highway Traffic Act;
- (31) “**Traffic**” includes pedestrians, ridden or herded animals, vehicles and other conveyances either singly or together while using a street for the purposes of travel;
- (32) “**Traffic Control Device**” means any sign or roadway, curb or sidewalk marking, or other device erected or placed under the authority of this by-law for the purpose of guiding or directing traffic;
- (33) “**Traffic Signal**” means any device operated manually, electrically or mechanically for the regulation of traffic.
- (34) “**Trailer**” means any vehicle that is at any time drawn upon a highway by a motor vehicle or any device or apparatus not designed to transport persons or property, temporarily drawn, propelled or moved such highway, and except a side car attached to a motor cycle, and shall be considered a separate vehicle and not a part of the motor vehicle it is drawn;
- (35) “**U-Turn**” means the turning of a vehicle within a roadway so as to proceed in the opposite direction to that in which the vehicle was traveling immediately prior to making the turn;
- (36) “**Vehicle**” includes a motor vehicle, trailer, traction engine, farm tractor, road-building machine and any vehicle drawn, propelled or driven by any kind or power, including muscular but not including the cars of electric or steam railways running only upon rails.

2. INTERPRETATION

- (1) In this by-law,
- (a) words importing the singular number or the masculine gender only include more persons, parties or things of the same kind than one and females as well as males and the converse;
 - (b) a word interpreted in the singular number has a corresponding meaning when used in the plural;
 - (c) “may” shall be construed as permissive;
 - (d) “shall” shall be construed as imperative;
- (2) In the schedules to this by-law, the following abbreviations, definitions, and symbols stand for the words respectively set forth opposite thereto as follows:
- | | | | |
|-----|---------------|-------|---|
| (a) | Ave. | ----- | Avenue |
| | Bld. | ----- | Boulevard |
| | Pl. | ----- | Place |
| | St. | ----- | Street |
| | Sq. | ----- | Square |
| | Cres. | ----- | Crescent |
| | Ct. | ----- | Court |
| (b) | m (ft.) | ----- | metres (feet) |
| | cm (in.) | ----- | centimetres (inch) |
| | km/h (m.p.h.) | ----- | kilometres per hour
(miles per hour) |
| (c) | N. | ----- | North |
| | S. | ----- | South |
| | E. | ----- | East |
| | W. | ----- | West |
| (d) | A.M. | ----- | Ante Meridian |
| | P.M. | ----- | Post Meridian |
- (3) Imperial measurements are indicated in brackets following metric measurements and for enforcement purposes, and all other purposes, both the Metric and Imperial Systems form part of this by-law.

3. **STANDARD TIME AND DAYLIGHT SAVING TIME**

Where any expression of time occurs or where any hour or other period of time is stated, the time referred to shall be standard time, provided however, if what is known as “daylight saving time” has been generally adopted in the City of Sault Ste. Marie for any period of the year, under any statute, order-in-council, by-law, resolution or proclamation, whether the same is effective in law or not, such time shall be the time referred to during such period in any reference to time in this by-law.

PART II—PARKING REGULATIONS

4. **METHOD OF PARKING, ANGLE PARKING, SCHEDULE “Q”**

- (1) No person shall park or stop any vehicle on any street except on the right hand side of the street having regard to the direction in which the vehicle was proceeding with the right front and right rear wheels parallel to and not more than thirty centimetres (twelve inches) from the curb where there is a raised curb, and where there is no curb with right front and rear wheels parallel to and as near to the right hand limit of the roadway as is practicable but this provision shall not apply, where angle parking is permitted under subsection (4), to prevent the parking or stopping of a vehicle on the left hand side of a street designated for one-way traffic, in which case the vehicle shall be parked or stopped with the left front and left rear wheels parallel to and not more than thirty centimetres (twelve inches) from the curb where there is a raised curb, and where there is no curb, with the left front and rear wheels parallel to and as near to the left hand limit of the roadway as is practicable.
- (2) Where angle parking spaces are designated by lines painted on the roadway, or otherwise, no person shall stop or park any vehicle except within an area so designated as a parking space.
- (3) Where angle parking is permitted on a street, no person shall stop or park any vehicle except at the angle designated by signs or markings on the roadway.
- (4) When properly worded signs have been erected and are on display, angle parking is permitted on the streets, at the sides and between the limits set out respectively in columns 1, 2, and 3 of Schedule “Q” to this by-law and no person shall park a vehicle on the said streets or parts of the streets for a continuous period longer than two (2) hours during the times or days set out in column 4 of the said Schedule “Q”.

(5) **Angle Parking on Specified Boulevards - Schedule "R"**

When properly worded signs have been erected and are on display, angle parking is permitted on the specified boulevards, on the sides and between the limits set out respectively therefor in columns 1, 2, and 3 of Schedule "R", and no person shall park a vehicle on the said boulevards for a continuous period longer than that set forth respectively therefor in column 4 of Schedule "R".

5. **PARKING PROHIBITED IN SPECIFIED PLACES WITHOUT SIGNS**

No person shall park a vehicle on any street;

- (1) in front of the entrance to a public lane;
- (2) on or partly on a sidewalk; and
- (3) on or partly on a boulevard;
- (4) in or within nine metres (thirty feet) of an intersection;
- (5) in or within nine metres (thirty feet) of a crosswalk;
- (6) within three metres (10 feet) of either side of a fire hydrant;
- (7) in front of a private driveway;
- (8) on any bridge, subway, underpass or overpass or on the approaches to any bridge, subway, underpass or overpass where such approach is limited by a post and cable guiderail, a post and deep beam guiderail or an embankment retaining wall;
- (9) on any street in such manner as to obstruct traffic;
- (10) in such a position that will prevent the convenient removal of any other vehicle previously parked or standing;
- (11) along side or opposite any street excavation or obstruction;
- (12) on any street for the purpose of displaying the vehicle for sale;
- (13) for the purpose of cleaning, washing, greasing, or repairing the vehicle except for such repairs as have been necessitated by an emergency;
- (14) at any time between 12:00 o'clock midnight of one day and 6:00 o'clock in the forenoon of the next following day during any of the months of November, December, January, February, March or April in any year when properly worded signs have been erected and are on display at each highway entrance to the city.
[Amended by By-law 2014-180]

6. **PARKING PROHIBITED IN SPECIFIED SIGNED PLACES
SCHEDULE "A", "AA", "S" and "V"**

[Amended By-law 90-106]

- (1) when properly worded signs have been erected and are on display, no person shall at any time, park a vehicle on any street at the side and between the limits set out respectively in columns

1, 2, and 3 of Schedule "A" to this by-law during the times or days set out in column 4 of the said Schedule "A";

- (2) when properly worded signs have been erected and are on display, no person shall at any time, park a vehicle on any street in any of the following places:
- (a) within thirty metres (one hundred feet) of the nearest rail of a level railway crossing;
 - (b) within eight metres (twenty-five feet) of any fire hall on the side of the road on which the fire hall is located;
 - (c) on the opposite side of the street on which a fire hall is located and within thirty metres (one hundred feet) of the projected lot lines of the lot on which such fire hall is located;
 - (d) within thirty metres (one hundred feet) of any intersection on a through street or highway on the approach side thereof and within fifteen metres (fifty feet) of the intersection on the leaving side thereof;
 - (e) within ten metres (thirty-three feet) of the main entrance to or any emergency exit from any theatre, auditorium or other building or enclosed space in which persons may be expected to congregate in large numbers;
 - (f) in front of or within ten metres (thirty-three feet) of any entrance or exit from a hotel, hospital or nursing home;
 - (g) on either side of a roadway having a width of less than six metres (twenty feet).
 - (h) adjacent to either side or end of a central boulevard that divides a roadway;
 - (i) in a public lane;
 - (j) within three metres (ten feet) of the entrance to a public lane;
 - (k) within two metres (five feet) of a private driveway;
 - (l) within fifteen metres (fifty feet) of an intersection;

- (m) for the purpose of paragraphs h, j, and k of subsection 2 of this section 6, if the curb is painted yellow, such painted curb shall be deemed equivalent to and in lieu of the erection and display of properly worded signs and no persons shall park any vehicles on a street in front of such painted part of the curb;
 - (n) on a street at the side and between the limits set out respectively in column 1, 2, and 3 of schedule "B" to this by-law except in parking space controlled by a parking meter.
- (3) When properly worded signs have been erected and are on display no person shall at any time part a commercial motor vehicle other than an ambulance, hearse, fire department vehicle, police department vehicle, city bus 454 kilogram (1/2 ton) pick-up truck or panel delivery truck on any street at the side and between the limits set out respectively in columns 1, 2, and 3 of Schedule "S" to this by-law during the times or days set out in column 4 of the said Schedule "B".
- (4) When properly worded signs have been erected and are on display, no person shall at any time park a vehicle on any street at the side and between the limits set out respectively in columns 1, 2, and 3 of Schedule "V" to this by-law for a longer period than that set out in column 4 of the said schedule.

[Amended by By-law 90-106]

- (5) When properly worded signs have been erected and are on display not person shall park a vehicle on a street at the side and between the limits set out respectively in columns 1,2,3, and 4 of Schedule "AA" - Disabled Persons Parking unless such vehicle bears an authorized permit or licence plate identifying it as being operated by or carrying a physically handicapped person, as defined in by-law 81-367 of the Corporation of the City of Sault Ste. Marie.

7. MAXIMUM PARKING LIMIT

Subject to the other provisions of this by-law, no person shall park a vehicle on any roadway for an unreasonable period of time having regard to the traffic on such roadway, and in no case for a period of time longer than eighteen hours.

8. **INTERFERENCE WITH TRAFFIC AND SNOW CLEARING**

Notwithstanding any other provisions of this by-law, no person shall park or stand a vehicle on a street in such a manner as to interfere with the movement of traffic or the clearing of snow from the street.

PART III—PARKING METER ZONES AND REGULATIONS

9. **PARKING METER ZONES - SCHEDULE "B"**

The Parking Division of the City of Sault Ste. Marie shall erect, maintain and operate parking meters on the streets, at the sides and between the limits set out respectively in columns 1, 2, and 3 of Schedule "B" to this by-law for the purpose of controlling and regulating parking during the days and hours set out in column 4 of the said Schedule "B" and the Corporation shall designate parking meter spaces in connection with such meters.

9A. **PARKING METER ZONE – CONTROLLED AND REGULATED BY PAY AND DISPLAY MACHINES**

[Amended by By-law 2014-129]

In a Parking Meter Zone that is controlled and regulated by the use of Pay and Display Machines, the following provisions apply:

- (1) During the days and hours set out in column 4 of Schedule "B".
 - (a) no person shall park a vehicle unless a current and valid ticket issued by the machine is clearly displayed on the dashboard of the vehicle; and
 - (b) no person shall park a vehicle for a period of time beyond the expiry time stipulated on the ticket;
- (2) Without limiting the generality of the foregoing, this section also applies to a motorcycle, or any other vehicle that does not have a secure, enclosed interior, with the following additional provisions:
 - (a) The display portion of the ticket shall be clearly displayed in a conspicuous location on the vehicle; and
 - (b) The receipt portion of the ticket shall be retained by the driver of the vehicle for later verification by the enforcement personnel set out in Section 50 of this by-law, in the event the display portion becomes dislodged, removed or stolen from the vehicle.

10. **RATE OF CHARGE**

Notwithstanding any other provisions of this by-law, where parking meters have been erected under the authority of Section 9 hereof, no person shall park any vehicles in a parking meter space on any street at the side and between the limits set out respectively in columns 1, 2, and 3 of the said Schedule "B" to this by-law during the days and hours set out in column 4 of the said schedule unless the meter controlling such parking spaces is used and a fee is deposited therein in accordance with the rate set out in column 5 of the said Schedule "B" and the parking meter is set in operation in accordance with instructions attached thereto.

11. **MAXIMUM METERED PARKING TIME LIMIT - SCHEDULE "B"**

Where parking meters have been erected under the authority of Section 9 hereof, no person shall park any vehicle in a parking meter space on the street at the side and between the limits set out respectively in columns 1, 2, and 3 of the said Schedule "B" hereto during the days and hours set out in column 4 of the said schedule for a longer period than that set out in column 6 of the said schedule.

12. **MANNER OF PARKING AT METER**

In addition to the requirements of section 4 of this by-law, where parking meters have been installed under the authority of Section 9 of this said by-law, no person shall park a vehicle in a parking meter space unless the front wheels of such vehicle are opposite to the parking meter provided for such space except that, when two meters are mounted on the same standard, the rear of the forward vehicle shall be opposite to or as close as is practicable to the forward parking meter and the front of the rear vehicle shall be opposite to or as close as is practicable to the rear meter.

13. **COINS ACCEPTABLE**

[Amended by By-law 81-189]

No person shall deposit or cause to be deposited in any parking meter any slug, device or other substitute for a coin of the Dominion of Canada or of the United States of America, nor shall any person deposit or cause to be deposited in any parking meter any coin except a five cent coin, commonly referred to as a "nickel", a ten cent coin commonly referred to as a "dime", a twenty-five cent coin, commonly referred to as a "quarter" of the Dominion of Canada or of the United States of America.

14. **UNEXPIRED TIME ON METERS**

This by-law shall not prevent the driver of a vehicle from using the unexpired time remaining on a parking meter from its previous user without depositing a coin therefor.

15. **VIOLATION SIGNAL - EFFECT**

[Amended by By-law 79-130]

- (a) No driver of a vehicle shall leave parked such vehicle in any parking space or part thereof when the parking meter for such space occupied indicates time expired or violations flag in accordance with the time set out in this by-law.
- (b) For the purpose of Sections 9, 10 and 11 of this by-law the fact that a parking meter governing a parking space indicates that a vehicle is unlawfully parked is prima facie evidence that such vehicle is unlawfully parked.

16. **DAMAGE TO METER - OFFENCE**

No person shall damage, deface, injure, tamper with, break or destroy any parking meter or part thereof or otherwise impair its full usefulness.

16A. **DISABLED PARKING AT METER**

[Amended by By-law 2003-105]

- 1) Despite any other provisions of this by-law but subject to subsections 2 and 3 of this section, where parking metres have been erected under the authority of section 9 of this by-law, any vehicle displaying a disabled person parking permit issued in accordance with the requirements of the Ministry of Transportation may park any metered space for a period not exceeding two hours at any one time without depositing the fee required pursuant to section 10 of this by-law.
- 2) The exemption allowed in subsection 1 applies only so long as the vehicle parked at the metered space is actually in the process of transporting the permit holder.
- 3) If a vehicle displaying a disabled person parking permit is parked at a meter for up to two (2) hours and the fee required under section 10 of the by-law has not been deposited, then that vehicle shall not be parked at a meter within 200 metres (218 yards) of the first metered

space within the next eight (8) hours without first depositing the required fee.

16B **PARKING METERS – AT LOCATIONS OTHER THAN ON CITY STREETS**

[Amended by By-laws 98-107, 2001-180, 2005-101]

Despite the provisions of By-law 4001 no person shall park at a parking meter space located at the Sault Ste. Marie Airport, Algoma University College and Sault College of Applied Arts and Technology, The Group Health Centre and the Sault Area Hospital unless the meter controlling such space is used and a fee is deposited in accordance with the requirements set out on the meter and further that the parking meter is set in operation in accordance with the instructions attached thereto.

16C **VETERAN PARKING AT METERS**

[Amended by By-law 2006-53 and By-law 2007-52]

- (1) Despite any other provisions of this by-law but subject to subsections 2 and 3 of this section, where parking meters have been erected under the authority of Section 9 of this by-law, any vehicle displaying a Veteran licence plate issued by the Ministry of Transportation of Ontario, may park at any metered space for a period not exceeding two hours at any one time without depositing the fee required pursuant to Section 10 of this by-law.
- (2) Exemption allowed in subsection 1 applies only so long as the vehicle parked at the metered space is actually in the process of transporting the Veteran licence plate holder.
- (3) If a vehicle displaying a Veteran licence plate is parked at a meter for up to two hours and the fee required under Section 10 of the by-law has not been deposited, then that vehicle shall not be parked at a meter within 200 metres of the first metered space within the next eight hours without first depositing the required fee.

PART IV—BUS STOPS

17. **BUS STOP - NO PARKING - SCHEDULE "C"**
[Amended by By-law 81-162]

When properly worded signs have been erected and 81-162 are on display, no person shall stop or park a vehicle or permit a vehicle to remain stopped or parked in a bus stop described in Schedule "C" or a School Bus Loading Zone as described in Schedule "W" to this by-law provided that:

- (1) this section does not prevent a bus from stopping and parking in the bus stop to take on or discharge passengers;
- (2) this section does not prevent a passenger vehicle being stopped in a bus stop for the purpose of taking on or discharging passengers when such stopping does not interfere with any bus waiting to enter or about to enter such bus stop.

17A TAXI AND BUS STANDS ON STREETS

No vehicle, other than a taxi cab waiting for hire or engagement, shall be parked at any stand authorized and assigned for taxi cabs by Section 17B and marked as taxi cab stand by an authorized sign.

17B SCHEDULE "T" - TAXI CAB STANDS

Stands are hereby authorized and assigned on the highways at the sides and at the locations set out respectively in columns 1, 2, and 3 of Schedule "T", for use by the number of taxi cabs or other vehicles permitted and set out in column 4 of the said Schedule for use between the hours set out in column 5 of the said Schedule and for use by the class of vehicle set out in column 6 of the said Schedule.

17C SCHOOL BUS LOADING ZONES - SCHEDULE "W"

When properly worded signs have been erected and are on display, the driver of a school bus is not required to actuate the red signal-lights on the school bus in a school bus loading zone, which zones are described in Schedule "W" to this by-law provided that the bus is parked as close as practicable to the right curb or edge of the roadway.

PART V—STOP AND YIELD REGULATIONS

18. STOPPING PROHIBITED IN SPECIFIED PLACES WITHOUT SIGNS

No person shall stop a vehicle on a street at any of the following places.

- (1) along side or across the street from any excavation or obstruction in the roadway when the free flow of traffic would thereby be impeded;
- (2) on the roadway side of any stopped or parked vehicle.

19. **STOPPING PROHIBITED IN SPECIFIED SIGNED PLACES – SCHEDULE “D”**

- (1) When properly worded signs have been erected and are on display no person shall stop a vehicle or permit a vehicle to remain stopped on any street, at the side and between the limits set out respectively in columns 1, 2 and 3 of Schedule “D” to this by-law during the times and days set out in column 4 of the said Schedule “D”;
- (2) When properly worded signs have been erected and are on display no person shall stop a vehicle or permit a vehicle to remain stopped;
 - (a) along the curb and within thirty metres (one hundred feet) of a pedestrian crosswalk on the approach side having regard to the direction of travel of the vehicle;

[Amended by By-law 90-106]

- (b) along the curb and within fifteen metres (fifty feet) of a pedestrian crosswalk on the leaving side having regard to the direction of travel of the vehicle;
- (c) within an intersection or pedestrian crosswalk;
- (d) upon a bridge or overpass or within any tunnel or underpass;
- (e) adjacent to any side or end of any middle boulevard or centre strip separating two roadways;
- (f) along the curb and within thirty (30) metres (one hundred feet) of a school crosswalk, school entrance or school exit on the approach side having regard to the direction of travel of the vehicle, daily from 8:00 a.m. to 5:00 p.m., except Saturday, Sunday and Holidays; also exempted from June 15th until August 31st of each year.

19A **LOADING ZONES - SCHEDULE “U”**

- (1) The parts of streets on the sides and between the limits set out respectively in columns 1, 2, and 3 of Schedule “U” to this by-law are hereby established as commercial loading zones during the days or times set out in column 4 of the said Schedule “U”;

- (2) When properly worded signs have been erected and are on display, no person shall park or stop a vehicle in a commercial loading zone except for purposes of, and while actually engaged in, loading thereon or loading therefrom freight or merchandise.

20. **THROUGH HIGHWAYS - SCHEDULE "E"**

- (1) The streets set out in column 1 of Schedule "E" to this by-law between the limits set out in column 2 of the said schedule, are, except as provided in subsection 2 of this section, hereby designated as through highways for the purpose of The Highway Traffic Act;
- (2) The designation in subsection 1 of this section of a street or part of a street as a through highway shall not include any intersection thereon where the street intersected is a Kings Highway or where traffic control signals are installed.

21. **STOP SIGNS AT INTERSECTION - SCHEDULE "F"**

The Corporation shall erect stop signs at the intersections set out in column 1 of Schedule "F" of this by-law facing traffic proceeding in the direction set out in column 2 of the said schedule on the street or part of street set out in column 3 of the said schedule.

22. **SIGNAL LIGHT TRAFFIC CONTROL SYSTEMS - SCHEDULE "G"**

The Corporation shall erect and operate signal light traffic control systems at the intersections and places named and described in Schedule "G" to this by-law.

23. **YIELD SIGNS AT INTERSECTIONS - SCHEDULE "H"**

The Corporation shall erect yield right-of-way signs at each of the intersections set out in column 1 of Schedule "H" to this by-law for the control of traffic entering the intersection in the direction set out in column 2 and from the street set out in column 3 of the said schedule.

PART VI—TURNING, DIRECTION AND SPEED REGULATIONS

24. **U-TURNS**

- (1) No driver or operator of a vehicle shall cause such vehicle to make a U-turn at any intersection controlled by a traffic signal and described in Schedule "G" to this by-law.

- (2) Where a U-turn is not prohibited under subsection 1 of this section such a turn shall be made only where it can be made in safety and without interfering with other traffic.

25. **TURNS PROHIBITED - SCHEDULE "I"**

When properly worded signs have been erected and are on display no vehicle in any intersection or part of a street set out in column 1 of Schedule "I" to this by-law proceeding in the direction set out in column 2 of the said schedule shall be turned in the direction set out in column 3 of the said schedule during the times or days set out in column 4 of the said schedule.

25A **DESIGNATED TURN LANES - SCHEDULE "X"**

[Amended by By-law 77-329]

1. On the highways or parts of highways listed in column 1 of Schedule "X" having been divided into clearly marked lanes between the limits indicated in column 3 is designated for traffic moving only in the direction or directions indicated in column 4 during the days and times indicated in column 5 herein.
2. Each designation made by subsection 1 shall become effective upon the erection of official signs.

26. **ONE-WAY STREETS - SCHEDULE "J"**

When properly worded signs have been erected and are on display no person shall drive or operate a vehicle on any of the streets set out in column 1 of Schedule "J" to this by-law between the limits set out in column 2 of the said schedule and during the times or days set out in column 3 of the said schedule except in the direction set out in column 4 of the said schedule.

27. **INCREASED SPEED LIMITS - SCHEDULE "K"**

When any street set out in column 1 of Schedule "K" to this by-law, between the limits set out in column 2 of the said Schedule "K", is marked in compliance with the regulations under The Highway Traffic Act the maximum rate of speed on such street or part of street shall be the rate of speed set out in column 3 of the said Schedule "K".

27a. **SPEED LIMITS IN DESIGNATED SCHOOL ZONES**

[Amended by By-law 82-37]

When any street, set out in column 1 of Schedule "Y" to this by-law, within the "Designated Location" set out in column 2 of the said Schedule "Y",

is marked in compliance with the regulations under the Highway Traffic Act, the maximum rate of speed on such street or part of a street shall be the rate of speed set out in column 3 of the said Schedule "Y".

27b. **DECREASED SPEED LIMITS**

When any street set out in column 1 of Schedule "Z" to this by-law, between the limits set out in column 2 of the said Schedule "Z", is marked in compliance with the regulations under the Highway Traffic Act the maximum rate of speed on such street or part of street shall be the rate of speed set out in column 3 of the said Schedule "Z".

[Amended by By-law 2007-122]

27c. **MANAGER OF TRAFFIC APPOINTED TO DESIGNATE CONSTRUCTION ZONES**

Pursuant to Section 128 of the Highway Traffic Act, as amended, the person holding the position of Manager of Traffic for the City is appointed as the person who may designate a portion of a highway under the jurisdiction of the City of Sault Ste. Marie as a construction zone and further that person may designate the rate of speed in the construction zone once signs designating the construction zone have been posted in accordance with the regulation filed under the Act.

PART VII—MISCELLANEOUS DRIVING RULES

28. **EMERGING FROM LANES**

The driver or operator of a vehicle emerging from a driveway, laneway, building or bus loop on to a street shall bring the vehicle to a full stop immediately before driving on to a sidewalk or footpath, and upon proceeding shall yield the right-of-way to pedestrians upon the sidewalk or footpath.

29. **BARRICADED STREETS**

No person shall drive, operate or park a vehicle through or upon any part of any street barricaded and marked by signs showing that its use for the time is prohibited.

30. **COASTING ON STREETS**

No person shall coast, whether on a sleigh, skateboard, cart, express wagon or toboggan on a street.

- 30A. No person shall operate on any street a wheelchair conveyance powered either by mechanical or muscular means except where the wheelchair conveyance may be required by the operator to cross any street at a crosswalk as defined in this by-law or where there is no sidewalk running parallel to the street.
- 30B. No person shall coast on or ride a skateboard on the sidewalks located on:
 - (1) either side of Queen Street between Pim Street and Gore Street;
 - (2) either side of Gore Street between Queen Street and Wellington Street.
- 30C. No person shall coast on or ride a skateboard at the Cenotaph located on Gore Street. **[Amended by By-law 99-132]**

31. **CONFLICTING PRIVATE SIGNS**

No person shall place, maintain or display upon or in view from any street any sign, signal, marking or device which

- (1) conceals a traffic control device, traffic signal or parking meter from view, or
- (2) interferes with the effectiveness of a traffic control device, traffic signal or parking meter.

32. **TRAFFIC CONTROL AT FIRES**

- (1) No person shall move or operate a vehicle other than a police or fire department vehicle on any street or lane within 91 metres (300 feet) of a fire or fire apparatus or fire-fighting equipment, except as directed by a constable, by-law enforcement officer or fireman.
- (2) No person shall drive a vehicle over a fire hose on any street or lane.

33. **FUNERAL AND OTHER PROCESSIONS**

[Section 33 repealed by By-law 2000-13]

34. **VEHICLES CROSSING SIDEWALKS AND BOULEVARDS**

- (1) No person shall drive a vehicle upon a sidewalk or footpath on a street except for the purpose of directly crossing the sidewalk or footpath. This subsection shall not apply to invalid chairs, baby carriages, tricycles or children's wagons nor to equipment operated by or on behalf of the Corporation for the purpose of snow or ice removal.

- (2) No person shall drive a vehicle over a raised curb or sidewalk except at a place where there is a ramp or depressed curb provided however, this section shall not apply to invalid chairs, baby carriages, tricycles or children's wagons.
- (3) No person shall drive any vehicle on any boulevard within the City of Sault Ste. Marie except for the purpose of directly crossing a boulevard at a driveway or other designated crossing.

35. **CONFECTIONERY AND OTHER VENDING VEHICLES**

- (1) No person who is selling or offering for sale goods or produce from a stationary vehicle on a street shall part the vehicle within 30 metres (100 feet) of an intersection or in such a manner as to obstruct traffic.
- (2) No person shall offer for sale or sell goods or produce from a vehicle on a street except from the side of such vehicle facing the boulevard.

36. **MOTORCYCLES**

No person operating a motorcycle on a street shall carry on such motorcycle more persons than the motorcycle is designed and properly equipped to carry.

37. **BOARDING AND ALIGHTING FROM MOVING VEHICLES**

No person shall board or alight from any vehicle while such vehicle is in motion.

38. **FRESHLY PAINTED LINES ON THE ROADWAY**

No person shall drive or attempt to drive on or over or tamper with or walk on a newly painted line or sign on any roadway or crosswalk, when the presence of such line or sign is indicated by markers or lighted lanterns.

39. **QUIET ZONE - SCHEDULE "L"**

When properly worded signs have been erected and are on display, no person operating a vehicle shall sound a horn or other warning device except as required by The Highway Traffic Act on any of the streets set out in column 1 of Schedule "L" to this by-law between the limits set out in column 2 of the said schedule.

PART VIII—LOAD LIMITS AND HEAVY TRAFFIC

40. **REDUCED LOADS ON STREETS (LOAD RESTRICTION IN EFFECT 5 TONNES PER AXLE) - SCHEDULE "M"**

When properly worded signs have been erected and are on display the provisions of section 122 of The Highway Traffic Act are declared to be in force in respect of all streets in the City of Sault Ste. Marie except the streets set out in column 1 of Schedule "M" to this by-law between the limits set out in column 2 of the said Schedule "M".

41. **HEAVY TRUCKS PROHIBITED - SCHEDULE "N"**

(1) When properly worded signs have been erected and are on display, no person shall drive or cause to be driven a heavy truck on any street or part of a street in the City of Sault Ste. Marie. **[Amended by By-law 2008-139]**

(2) Sub-section (1) of this section 41 shall not prevent the operation of a heavy truck on a street set out in Schedule "N" to this by-law between the limits set out in that schedule during the days and times set out in the column entitled 'Permitted Times and Days'. **[Amended by By-law 2008-139]**

42. (1) The driver of a truck with a destination within the Core Area, the Core Area, being shown as the shaded area on the map attached as Schedule "N-1" to this by-law, must reach his or her destination by departing a Class "A" truck route at a point closest to his or her destination within the Core Area. **[Amended by By-law 2008-139]**

(2) The driver of a truck that is within the Core Area and whose destination is outside the Core Area, must follow the most direct and practicable route to the nearest truck route. **[Amended by By-law 2008-139]**

43. The driver of a truck with a destination outside the Core Area must not enter the Core Area and must reach his or her destination by the most direct and practicable route between the premises or location concerned and the nearest truck route outside the Core Area. **[Amended by By-law 2008-139] NOTE: Prior to By-law 2008-139 this section was known as 42(a).**

44. Where the driver of a truck is travelling in accordance with section 42, the following shall not be deemed to be operating a heavy truck in contravention of section 41: **[Amended by By-law 2008-157] NOTE: Prior to By-law 2008-139 this section was known as 42(b).**

- (a) Persons delivering or collecting goods or merchandise to or from, or providing services at the premises of bona fide customers, **[Amended by By-law 2008-139]**
- (b) Persons going to or from business premises of the owner of the heavy truck concerned, **[Amended by By-law 2008-139]**
- (c) Persons going to or from premises for the servicing or repairing of the heavy truck, **[Amended by By-law 2008-139]**
- (d) Persons going to or actually performing work on a highway, **[Amended by By-law 2008-139]**
- (e) Persons performing a service on a street or part of a street or on land abutting such street or part of a street which street is other than those listed in Schedule "N", and **[Amended by By-law 2008-139]**
- (f) Persons involved in the hauling of snow from a site located on a street other than those listed in Schedule "N" to a snow dump location owned or operated by The Corporation of the City of Sault Ste. Marie. **[Amended by By-law 2008-139]**

45. **PERMIT EXEMPTION**

[NOTE: This paragraph 45 was inserted with the amendment in By-law 2008-139]

- (a) Deviations from the requirements set out in sections 41, and 42 may be allowed from time to time by way of a permit issued by the Commissioner of Public Works and Transportation (or his designate) to an applicant for such permit. In deciding whether to grant such a permit the Commissioner will take into account factors such as the proposed route, the duration of the request to deviate from said sections, and the days and hours for which the request is made. **[Amended by By-law 2008-139]**
- (b) If an applicant for a permit for an exemption is not satisfied with the decision of the Commissioner or his designate, the applicant is entitled to have his or her request heard by City Council. **[Amended by By-law 2008-139]**

[With amendments to paragraph numbering made with By-law 2008-139 the following paragraph numbers have been revised.]

PART IX—PEDESTRIANS RIGHTS AND LIABILITIES

46. **PEDESTRIAN TO YIELD TO VEHICULAR TRAFFIC [Previously Section 43]**

Except where traffic signals are in operation or where traffic is being controlled by a constable or by-law enforcement officer, a pedestrian crossing a street shall yield the right-of-way to all vehicles upon the roadway, but nothing in this section shall relieve the driver of a vehicle from the obligation of taking all due care to avoid an accident.

47. **PEDESTRIANS PROHIBITED ON ROADWAY [Previously Section 44]**

Where there is a sidewalk that is reasonably passable on one side or on both sides of a roadway, no person shall stand or walk on the roadway. **[Amended by By-law 91-75]**

48. **PEDESTRIAN BARRIERS [Previously Section 45]**

No pedestrians shall proceed over or go under a barrier permanently installed at a safety zone or on a sidewalk.

49. **PLAYING ON ROAD PROHIBITED [Previously Section 46]**

No person shall play or take part in any game or sport upon a roadway, and where there are sidewalks, no person upon roller-skates or riding in or by means of any coaster, toy vehicle or similar device shall go upon a roadway except for the purpose of crossing the road, and when in so crossing such person shall have the rights and be subject to the obligations of a pedestrian.

50. **PEDESTRIAN CROSSINGS PROHIBITED WHEN SIGNS ON DISPLAY - SCHEDULE "O" [Previously Section 47]**

Where properly worded signs have been erected and are on display no pedestrian shall enter on or cross the roadway of the streets set out in column 1 of Schedule "O" to this by-law at the locations set out in column 2 of the said Schedule "O".

51. **SAFETY ZONES - VEHICLES PROHIBITED - SCHEDULE "P"**
[Previously Section 48]

- (1) No person shall drive or, being the driver or operator of a vehicle, shall permit such vehicle to be over or upon any safety zone.
- (2) The parts of streets at the locations set out respectively in Columns 1 and 2 of Schedule "P" to this by-law are hereby set aside and designated as safety zones.

PART X—BICYCLES

52. **BICYCLES** [Previously Section 49]

- (1) A person driving a bicycle upon a roadway shall drive as near the right hand side of the roadway as practicable and shall exercise due care when passing a standing vehicle or one proceeding in the same direction.
- (2) A person operating a bicycle upon a street designated for one way traffic shall drive as near the right hand or left hand side of the roadway as practicable and shall exercise due care when passing a standing vehicle or one proceeding in the same direction.
- (3) Persons operating bicycles upon a roadway shall do so in single file.
- (4) No person operating a bicycle shall carry any package, bundle or article which prevents the rider from keeping both hands on the handle bars.
- (5) No person riding a bicycle shall remove his feet from the pedals which the bicycle is in motion.
- (6) No person shall park a bicycle on the roadway.
- (7) No person over the age of 10 years shall ride a bicycle upon a sidewalk.
- (8) No person 10 years of age or under shall ride a bicycle upon a roadway.
- (9) When a person described in subsection 7 takes a bicycle on a sidewalk or a person described in subsection 8 takes a bicycle on a roadway, such person shall not ride on such bicycle and such bicycle shall be carried or pushed and the

person having the care and control thereof while so doing is a pedestrian and is subject to all of the rights and obligations thereof.

- 10) No person riding on a bicycle designed for carrying one person only shall carry any other person thereon.

52A. Despite the provisions of the Highway Traffic Act as amended, bicycles are permitted on the paved shoulders on either side of Black Road between McNabb Street and Second Line. **[Previously Section 49A]**

52B. **BICYCLE LANES CLOSED**

The Council of the Corporation of the City of Sault Ste. Marie hereby authorizes the closing of all lanes designated solely for bicycle use within the City of Sault Ste. Marie from November 1st each year to April 30th of the following year. No person shall ride a bicycle on any bicycle lane during this time period. **[Amended by By-law 2014-144] [Previously Section 49B]**

PART XI—APPLICATION AND ADMINISTRATION

53. **ENFORCEMENT [Previously Section 50]**

- (1) This by-law shall be enforced by
- (a) The Police Department of the City of Sault Ste. Marie, and
 - (b) By by-law enforcement officers who shall have the authority to enforce the parking, standing and stopping provisions of this by-law.
- (2) Notwithstanding subsection 1
- (a) All members of the Fire Department of the City of Sault Ste. Marie, while on duty, may enforce sections 32 and **54 [Previously Section 51]** of this by-law, and
 - (b) The Commissioner of Engineering and Planning may enforce Section 29 of this by-law.

54. **DIRECTION OF TRAFFIC [Previously Section 51]**

When, in the opinion of a by-law enforcement officer, it is necessary for the preservation of public order and safety of the movement of traffic, he shall

direct and control traffic and for such purposes shall divert, halt, restrain or direct the movement of traffic while such necessity exists and every person shall promptly obey his directions.

55. **BY-LAW APPLIES TO ALL STREETS OF CORPORATION [Previously Section 52]**

This by-law applies only to streets under the jurisdiction of The Corporation of the City of Sault Ste. Marie.

56. **VEHICLES SUBJECT TO REMOVAL WHEN ILLEGALLY PARKED [Previously Section 53]**

In addition to any other penalties provided by this by-law, upon discovery of any vehicle parked or standing on any street in contravention of the provisions of this by-law, a constable a by-law enforcement officer, and the Commissioner of Engineering and Planning may cause such vehicle to be moved or taken to and placed or stored in a suitable place and all costs and charges for the removing, care and storage thereof, if any, are in lien upon the vehicle being released and may be enforced in the manner provided by of The Repair and Storage Liens Act.

57. **EMERGENCY PARKING PROHIBITION [Previously Section 54]**

Notwithstanding any provisions of this by-law to the contrary, a constable, a by-law enforcement officer, or the Commissioner of Engineering and Planning may during any emergency or special circumstances, by the erection of appropriate signs or signals, prohibit the movement or parking of vehicles on any street or part of a street and no person shall park, drive or operate a vehicle in contravention of any such sign or signal. A vehicle already parked when such signs are erected shall be forthwith removed.

PART XII—OFFENCES AND PENALTIES [Previously Section 55]

58. **PENALTIES**

(1) **Interpretation**

Where a penalty is provided in this by-law for a first or subsequent offence, the words “first” or “subsequent” relate only to offences committed in any twelve month period.

(2) **Subject to The Provincial Offences Act**

Any fine imposed or offence created by this by-law is subject to the provisions of the Provincial Offences Act.

(3) **Penalty - TEN DOLLARS - \$10.00**

Any person who contravenes any of the provisions of the following Sections of By-law 77-200 is liable upon conviction therefore to a fine of \$10.00 exclusive of costs.

[Amended by By-law 89-353]

Section 4 - Method of Parking on Streets (Paragraphs 1 through 5)

Section 5 - Parking prohibited in Specified Places Without Signs (Paragraphs 1 through 3)

Section 7 - Maximum Parking Limit on City Streets.

Section 10 - Parking Meter Zones - Rate of Charge, Coins, Uses etc.

Section 11 - Maximum Parking Limit at a Parking Meter

Section 12 - Manner of Parking at a Parking Meter

[Amended by By-law 98-107]

Section 16 - Parking Meters at Sault Ste. Marie Airport and Sault College of Applied Arts and Technology

Section 18 - Stopping Prohibited in Specified Places Without Signs (Paragraphs 1 through 2)

Section **52 [Previously Section 49]**
- Bicycles (Paragraphs 1 through 10)

(4) **Penalty - FIFTEEN DOLLARS - \$15.00****[Amended by By-law 89-353]**

(a) Any person who contravenes any of the provisions of the following sections of By-law 77-200 is liable upon conviction to a fine of \$15.00 exclusive of costs.

Section 6 - Parking Prohibited in Specified Signed Places (Paragraphs 1 and 2 (a to m))

Section 17 - Bus Stops (Paragraphs 1 and 2)

Section 17a - Taxi and Bus Stands on Streets

- (b) Notwithstanding subsection (a) of this section, where the violation of the BUS STOP provision pertains to a bus stop located at or near civic numbers 254, 356, 444, 506 or 616 on the north side of Queen Street upon conviction therefore a person is liable to a fine of \$25.00.

(5) **Penalty - TWENTY DOLLARS - \$20.00**

Any person who contravenes any of the provisions of the following Sections of By-law 77-200 is liable upon conviction therefor to a fine of \$20.00 exclusive of costs.

[Amended by By-law 89-353]

Section 8 - Interference with Traffic and Snow Clearing

Section 19 - Stopping Prohibited in Specified Signed Places - Schedule "D" (Paragraphs 1 and 2 (a to f))

Section 19a - Loading Zones

(6) **General Penalty - FIFTEEN DOLLARS - \$15.00**

[Amended by By-law 89-353]

Any person who contravenes any of the provisions of By-law 77-200 for which a penalty for contravention thereof has not otherwise been provided is liable upon conviction therefor for a first offence to a fine of not less than \$15.00 and not more than \$1,000.00 and for any subsequent offence to a fine of not less than \$20.00 and not more than \$1,000.00 exclusive of costs.

- (7) Any person who contravenes any of the provisions of Sections 20, 21, 22, 23, 25A, 26, 27 and 40 of By-law 77-200 is subject to the penalties provided therefor in The Highway Traffic Act.

(8) **Offences Punishable by Highway Traffic Act**

Notwithstanding all other provisions of By-law 77-200 in respect to penalties for violations of the provisions of Section 4, 5, 6, 7, 8, 10, 11, 12, 17, 17(a), 19, 19(a) and **52 [Previously Section 49]** of By-law 77-200, any person may upon presentation of a tag issued alleging commission of any of the offences provided in the said

sections, pay out of Court within 72 hours (exclusive of Sunday, Saturdays and public holidays) from the date of issue of the said tag, the penalty provided for such offence by By-law 77-200 at the office of The Parking Division, Civic Centre, 99 Foster Drive, Sault Ste. Marie, Ontario, and upon such payment no further proceedings shall be taken under By-law 77-200 in respect of said offence alleged in the tag. The receipt of payment signed by the person assigned to the duty of receiving payments shall be evidence of payment of the penalty provided for the violation.

PART XIII—GENERAL

59. **BY-LAW SUBJECT TO HIGHWAY TRAFFIC ACT [Previously Section 56]**

The provisions of this by-law are subject to the provisions of The Highway Traffic Act and amendments thereto.

60. **SCHEDULES ADOPTED [Previously Section 57]**

The schedules referred to in this by-law shall form part of this by-law and each entry in a column of such a schedule shall be read in conjunction with the entry or entries across therefrom, and not otherwise.

61. **FORMER BY-LAWS REPEALED [Previously Section 58]**

The following by-laws of the former Corporation of the Township of Korah, the former Corporation of the Township of Tarentorus and the former and present Corporations of the City of Sault Ste. Marie respectively hereinafter set forth are hereby repealed:

The Corporation of the Township of Korah 516, 619, 620, 680, 703, 800, and 813;

The Corporation of the Township of Tarentorus 111, 497, 678, 679, 780, 905, 924, 931, 979, 1038, and 1053;

The Corporation of the City of Sault Ste. Marie 3173, 3212, 3228, 3229, 3256, 3269, 3310, 3336, 3347, 3440, 3449, 3450, 3461, 3594, 3595, 3662, 3709, 3710, 3711, 3712, 3713, 3745, 3762, 3796, 3826, 3828, 3851, 3853, 3872, 3914, 3926, 3932, 3935, 3956, 3957, 3971, 3972, 3973, 3974, 3975 and 4000.

62. **BY-LAW SUBJECT TO APPROVAL OF MINISTRY OF TRANSPORTATION [Previously Section 59]**

This by-law shall not become effective until approved by the Ministry of Transportation and Communications for Ontario nor shall any particular provision thereof become effective until the sign or signs, if any, applicable to such particular provision has or have been erected and is or are on display.

READ the first, second and third times and FINALLY PASSED in open Council this 9th day of August, 1977.

“Nicholas Trbovich”

MAYOR - NICHOLAS TRBOVICH

“Paul M. Kates”

DEPUTY CLERK - PAUL M. KATES