

**Town of Montague
Bylaw Number 2004-05**

Parking and Traffic Control Bylaw

BE IT ENACTED BY THE TOWN COUNCIL OF THE TOWN OF MONTAGUE PURSUANT TO THE MUNICIPALITIES ACT, R.S.P.E.I.

PART 1: TITLE

1. 1.1 This Bylaw shall be referred to as the Town of Montague Parking and Traffic Control Bylaw and may be cited as the "Traffic Bylaw" or "Parking Bylaw" from time to time.

PART 11: SCOPE

2. 2.1 This Bylaw shall apply to all streets, roads, lanes, alleys, bridges or rights-of-way, parking lots designed, or intended for, or used by the general public within the Town of Montague.

PART 111: ADMINISTRATION

3. 3.1 This bylaw shall be administered and enforced by the Bylaw Enforcement Officer or the Royal Canadian Mounted Police.

PART 1V: DEFINITIONS

4. In this Bylaw:
- 4.1 "Act" means the Highway Traffic Act.
- 4.2 "bicycle" means every device propelled by human power upon which a person may ride, having two tandem wheels.
- 4.3 "bus" means any motor vehicle designed for carrying more than seven (7) passengers and used for the transportation of person(s); and any motor vehicle, other than a taxicab, designed and used for the transportation of person(s) for compensation.
- 4.4 "centre-line", accept on a one way roadway, means
- (a) the centre of a street measured from the curbs or in the absence of curbs, from the edges of a street; or
- (b) on a street where there are more lanes available for traffic in one direction than in the other direction, the line dividing the lanes for traffic in different directions;
- 4.5 "Chief Administrative Officer" means the Chief Administrative Officer for the Town of Montague;

- 4.6 “**crosswalk**” means that portion of a street ordinarily included within the prolongation or connection of curb lines and of property lines at intersections or any other portion of a street clearly indicated for pedestrian crossing by lines, or other markings on the surface, signs, or other devices.
- 4.7 “**curb**” means the border of that portion of a street intended for vehicular traffic whether elevated or not.
- 4.8 “**disabled parking**” means parking areas reserved for those vehicles displaying the appropriate permit as with a marked impairment of mobility.
- 4.9 “**disabled parking only**” means parking or leaving any vehicle in any place, in contravention to a traffic control device, which gives notice that parking is reserved for disabled parking.
- 4.10 “**disabled parking permit**” means the appropriate permit as issued by the Prince Edward Island Council of the Disabled or its equivalent, issued to persons with a marked impairment of mobility.
- 4.11 “**driver**” means a person who drives or is in actual physical control of a vehicle or who is exercising control over or steering a vehicle being towed or pushed by another vehicle, and the expression “drive” and “driving” shall be construed accordingly.
- 4.12 “**drivers license**” means a license that has been issued under the authority of the Highway Traffic Act authorizing the person to whom it is issued to drive a motor vehicle, and that has not expired or been suspended or cancelled.
- 4.13 “**emergency vehicle**” has the same meaning as defined in the Highway Traffic Act.
- 4.14 “**enforcement officer**” means a duly authorized Bylaw Enforcement Officer for the Town of Montague, or a member of the Royal Canadian Mounted Police.
- 4.15 “**highway**” has the same meaning as defined in the Highway Traffic Act.
- 4.16 “**intersection**” means the area enclosed within the prolongation or connection of the lateral curb lines or, if there are no curb lines, the lateral boundary lines of two (2) or more streets that join one another at an angle, whether or not one street crosses the other.
- 4.17 “**jaywalk**” means the act of any person who crosses a street or roadway;
- (a) other than at a properly marked crosswalk; or
 - (b) without regard to official traffic signals and official traffic signs.
- 4.18 “**loading zone**” means a street or portion of a street set aside for the exclusive parking of, or use by, commercial vehicles for the purpose of loading and unloading merchandise, or goods of any kind.
- 4.19 “**motorcycle**” has the same meaning as defined in the Highway Traffic Act.
- 4.20 “**motor vehicle**” has the same meaning as defined in the Highway Traffic Act.
- 4.21 “**moped**” has the same meaning as defined in the Highway Traffic Act.

- 4.22 “**no stopping sign**” means a sign bearing the words “NO STOPPING”
- 4.23 “**official traffic signals**” has the same meaning as defined in the Highway Traffic Act.
- 4.24 “**official traffic signs**” has the same meaning as defined in the Highway Traffic Act.
- 4.25 “**one-way roadway**” means a roadway designated and marked by a municipal authority as a roadway upon which vehicles may be operated in one direction only.
- 4.26 “**owner**” has the same meaning as defined in the Highway Traffic Act.
- 4.27 “**park**” or “**parking**” has the same meaning as defined in the Highway Traffic Act.
- (a) “**angle parking**” means the motor vehicle is parked at an angle to the curb.
- (b) “**over-curb parking**” means the motor vehicle is parked at right angles to the curb or any indicated angle or otherwise and off the traveled surface of the street
- (c) “**parallel parking**” means the motor vehicle is parked parallel to the curb.
- 4.28 “**private parking lot**” means a tract or parcel of real property affecting or belonging to a private individual or corporation, as distinct from the public generally, which is used primarily for the parking or storing of motor vehicles.
- 4.29 “**pedestrian**” means a person on foot, an invalid in a wheelchair or a child in a carriage or sleigh.
- 4.30 “**provincial court judge**” means a Judge of the Provincial Court appointed pursuant to the Provincial Court Act of Prince Edward Island.
- 4.31 “**restricted parking**” means parking or leaving a vehicle in a parking space contrary to any traffic control device or devices regulating the parking space.
- 4.32 “**roadway or street**” means the entire width between the boundary lines of every road, street, lane, alley, or right of way designed or intended for or used by the general public for the passage of vehicles and includes every private place or passageway to which the public, for the purpose of the parking or servicing of vehicles, has access or is invited.
- 4.33 “**safety zone**” means an area or space set apart within a street or roadway for the exclusive use of pedestrians and that is protected or so marked or indicated by adequate signs or devices so as to be plainly visible at all times as a safety zone.
- 4.34 “**sidewalk**” means that portion of a street or roadway between the curb lines or the lateral lines of a street and the adjacent property lines set apart for the use of pedestrians.
- 4.35 “**speeding**” means exceeding posted speed limits.
- 4.36 “**stop**” when required means the complete cessation from movement.
- 4.37 “**stop sign**” means a sign bearing the word “STOP”
- 4.38 “**traffic**” includes pedestrians, motor vehicles and other conveyances either singly, or together, while using any street or roadway for purposes of travel.

- 4.39 “**traffic control device**” means a traffic sign, traffic control signal, marking or device not inconsistent with the Highway Traffic Act placed or erected for the purpose of regulating, warning or guiding traffic.
- 4.40 “**traveled portion**” means that portion of a street intended for vehicular traffic and bounded on each side by the curb or edge of street.
- 4.41 “**truck**” has the same meaning as defined in the Highway Traffic Act.
- 4.42 “**truck tractor**” has the same meaning as defined in the Highway Traffic Act.
- 4.43 “**Town**” means the Town of Montague.
- 4.44 “**vehicle**” means every device in, upon or by which a person or property is or may be transported or drawn upon a street or roadway, excepting devices used exclusively upon stationary rails or tracks.
- 4.45 “**yield right-of-way or yield**” has the same meaning as defined in the Highway Traffic Act.

PART V: PARKING

5. 5.1 Unless required or permitted by the Highway Traffic Act or by a Traffic Control Device, or in compliance with the directions of an enforcement officer, or to avoid conflict with other traffic, a driver of a vehicle shall not stop or park that vehicle;
- (a) on a sidewalk;
 - (b) within 6 meters (20 feet) of the approach side of a crosswalk or within a crosswalk;
 - (c) within an intersection;
 - (d) within 5 meters (16 feet) on the approach to a stop or yield sign;
 - (e) within 5 meters (16 feet) of any fire hydrant, or when the hydrant is not located at the curb, within 5 meters (16 feet) of the point on the curb nearest the hydrant;
 - (f) within 1.5 meters (5 feet) of an access to a garage, private road or driveway;
 - (g) alongside or opposite any street excavation or obstruction when the stopping or parking would obstruct traffic;
 - (h) on any bridge or within 6 meters (20 feet) of the approach to said bridge;
 - (i) at any other place where a Traffic Control Device prohibits stopping or parking;
 - (j) at or near the site of any fire, explosion, accident or other incident, if stopping or parking would hinder enforcement officers, firemen, ambulance drivers, or assistants or rescue officers or volunteers.

- (k) in front of or on a fire department parking lot or other designated emergency parking.
 - (l) in a designated loading zone, unless actively engaged in the process of loading and unloading
 - (m) in excess of thirty minutes between the hours of 7:00 AM and 5:00 PM, unless actively engaged in a loading process.
- 5.2 When parking on a street, a driver of a vehicle shall park that vehicle with the sides of it parallel to the curb or edge of the street and:
- (a) with the right hand wheels of it not more than 500 millimeters (20 inches) from the right hand curb or edge of the street; or
 - (b) in the case of a one-way street where parking on either side is permitted, with the wheels closest to the curb or edge of the street no more than 500 millimeters (20 inches) from that curb or edge and with the vehicle facing the direction of travel authorized for that street;
- This section does not apply where angle parking is permitted or required.
- 5.3 When a sign indicates that angle parking is permitted or required and parking guidelines are visible on the street, a driver of a vehicle shall park that vehicle:
- (a) with it's sides between and parallel to any lines; and
 - (b) with one front wheel not more than 500 millimeters (20 inches) from the curb or edge of the street.
- 5.4 When a sign indicates that angle parking is permitted or required but no parking guide lines are visible on the street, a driver of a vehicle shall park that vehicle:
- (a) with its sides at an angle of between 30 and 60 degrees to the curb or edge of the street; and
 - (b) with one front wheel not more than 500 millimeters (20 inches) from the curb or street.
- 5.5 No driver of a motor vehicle shall permit a vehicle to stand unattended on any grade or slope without first having:
- (a) effectively set the vehicles brakes; and
 - (b) turned the front wheels to the nearest curb or edge of street in such a manner as to impede any movement of the vehicle.
- 5.6 No driver of a motor vehicle shall leave a vehicle unattended on a street if the vehicle has been placed on a jack or similar device and:
- (a) one or more wheels have been removed from the vehicle; or
 - (b) part of the vehicle is raised.

- 5.7 (1) Except as otherwise permitted under the Highway Traffic Act or a Bylaw, the driver of a motor vehicle shall not:
- (a) abandon a vehicle on a street; or
 - (b) abandon a vehicle on public or private property without the consent of the owner or person in possession or control of the property.
- (2) A vehicle that is:
- (a) left standing on a street for more than 72 consecutive hours, unless otherwise provided for in a bylaw; or
 - (b) left standing on public or private property for more than 72 consecutive hours without the consent of the owner or person in possession or control of the property
- is deemed to have been abandoned at that location.
- 5.8 No driver of a motor vehicle shall leave a vehicle unattended with motor running anywhere within the Town other than on own private property.
- 5.9 A person other than the owner or operator of a vehicle shall not remove any summary offence ticket, warning notice, or any other notice placed on or affixed to a vehicle by an enforcement officer in the course of his/her duties.
- 5.10 No driver of a motor vehicle shall stop or park any vehicle on the street side of another stopped or parked vehicle at the edge or curb of a street, otherwise known as "double parked"
- 5.11 No driver of a motor vehicle shall park or stop any vehicle in any parking zone in such a manner that it is not wholly within a single area designated or marked parking space.
- 5.12 No driver of a motor vehicle shall park or leave any vehicle on the traveled portion of any street between the hours of 1:00 AM and 6:00 AM during the months of December, January, February, March, or April.
- 5.13 No person shall park or cause to be parked any vehicle upon any street for the purpose of selling or exchanging said vehicle.
- 5.14 No person shall park or cause to be parked any vehicle upon any street for the primary purpose of advertisements.
- 5.15 No person shall park or leave any motor vehicle in excess of 3,859 kilograms (8,500 lbs.) gross weight on the traveled portion of Main Street between MacDonald Avenue, North to Vesey's Creek (Town boundary) between the hours of 10:30 AM in the forenoon and 5:30 PM in the afternoon.
- 5.16 Unless displaying an appropriate permit, no driver of a motor vehicle shall park or leave any vehicle in any place within the Town, in contravention of a traffic control device, which gives notice that parking is thereby reserved for disabled parking only, notwithstanding that such parking space is on a private parking lot.

- 5.17 No driver of a motor vehicle shall park or stop a motor vehicle so as to obstruct or block traffic.

PART VI: TRAFFIC

- 6 6.1 No driver of a motor vehicle shall drive a vehicle on any street or any other place in the Town at rate of speed that is greater than is reasonable and prudent under the conditions, or at any rate of speed, that is likely to endanger any person or the safety of any property.
- 6.2 Unless otherwise posted no driver of a motor vehicle shall drive at a speed greater than 50 Kilometers per hour.
- 6.3 Except when an enforcement officer directs otherwise, drivers of motor vehicles and pedestrians shall, obey the instructions of a traffic control device in accordance with this Bylaw.
- 6.4 No driver or pedestrian shall disobey the directions of a designated and approved school crossing guard in the performance of their assigned duties.
- 6.5 The proper school authority shall ensure that the school crossing guard is equipped with the proper school crossing guard safety equipment.
- 6.6 No driver of a motor vehicle shall drive, or cause to be driven, any vehicle drawing more than one trailer or semi-trailer.
- 6.7 No driver of a motor vehicle shall drive a vehicle over any parking area or service station area for the purpose of avoiding a street intersection, or for any purpose other than to park or to do business in such area.
- 6.8 No driver of a motor vehicle shall drive a vehicle upon a crosswalk, if so marked or indicated, when a pedestrian is crossing or attempting to cross, until such pedestrian has completely crossed to the opposite side of the street.
- 6.9 No driver of a motor vehicle shall overtake and pass another vehicle stopped at a crosswalk which is stopped to permit a pedestrian to cross the street
- 6.10 The driver of a motor vehicle meeting or overtaking a school bus upon a street or any other place when the red flashing lights are displayed on the school bus shall bring the vehicle to a complete stop not less than six (6) meters (20 ft) from the school bus, and shall not pass the school bus until the red flashing lights cease to be displayed.
- 6.11 No driver of a motor vehicle shall excessively sound the horn of any motor vehicle other than as a warning.
- 6.12 No driver of a motor vehicle shall drive upon a sidewalk except to leave or enter by a recognized driveway.
- 6.13 No driver of a motor vehicle shall back a vehicle unless such movement can be made in safety and without interfering with the movement of other vehicles, nor shall such driver back such vehicle over any crosswalk at an intersection.

- 6.14 The holder of a driver's license shall, when he/she is driving a motor vehicle, forthwith deliver that license for inspection by an enforcement officer when the enforcement officer requests him/her to do so.
- 6.15 The driver of a motor shall, when he/she is driving a motor vehicle, forthwith deliver the valid insurance for that vehicle to an enforcement officer for inspection when the enforcement officer request him/her to do so.
- 6.16 (a) No driver or person in control or charge of a motor vehicle shall squeal the tires of any motor vehicle so as to make unnecessary or unreasonable noise; or
- (b) No driver or person in charge of a motor vehicle shall operate a motor vehicle without a muffler, nor with cut out, straight exhaust, gutted muffler, Hollywood muffler, by-pass, or similar device upon any street so as to make any unusual or excessive noise.

PART V11: BICYCLES:

Definition:

In this Part "dark" shall mean the hours commonly referred to as dark, or after daylight depending on the time of year.

7. 7.1 Unless the context otherwise requires, a person operating a bicycle on a street has all the rights and is subject to all the regulations that any vehicle operator has under this Bylaw.
- 7.2 Notwithstanding Subsection 7.4 of this Bylaw, a carrier of newspapers may, if he is delivering newspapers, ride a bicycle on a sidewalk for the purpose of delivering newspapers.
- 7.3 Except when it has a light or lights, a reflector or reflectors visible from at least one hundred feet (100) from both the front and the rear no bicycle shall be driven on any street after daylight, or during the dark hours.
- 7.4 No bicycle shall be driven on any sidewalk within the Town in a manner that obstructs or impedes pedestrian or vehicular traffic.
- 7.5 Unless designed for two or more persons, no bicycle shall be driven with more than one person.
- 7.6 Bicycles shall not be subject to the parking regulations of this Bylaw, but shall be left so as not to obstruct parking, pedestrians, or other traffic.
- 7.7 Operators and or passengers of bicycles shall wear CSA Safety approved helmets at all times when operating, or as a passenger of a bicycle.
- 7.8 A Bylaw Enforcement Officer may impound any bicycle not being operated in accordance with this Bylaw for a period of two (2) weeks, at which time, if not claimed, the Chief Administrative Officer may offer said bicycle for sale, donate to a registered charitable organization, or order it destroyed. The costs of impoundment and other

expended costs will be the responsibility of the owner upon retrieval. Cost of impoundment outlined in the penalty section of this Bylaw.

PART V111: GENERAL

8. 8.1 The registered owner of a motor vehicle shall, be liable for and incur the fines and penalties provided for any violation of this Bylaw by any driver of any vehicle, except a driver in possession contrary to the owner's will and consent, proof of which shall be on the owner.
- 8.2 The provisions of this Bylaw shall not apply to the movement, parking and stopping of machinery for street maintenance, or emergency vehicles while in the performance of their respective duties.
- 8.3 No person shall repair any vehicle upon the traveled surface of any street unless it is impossible to move said vehicle elsewhere.
- 8.4 No person shall wash any vehicle upon any public street within the Town.
- 8.5 No person shall play or loiter upon the traveled surface of any street within the Town.
- 8.6 No person shall jaywalk upon any street within the Town.
- 8.7 When a fire occurs within the Town, the Fire Chief or an enforcement officer shall have the right to bar vehicle and pedestrian traffic from such area in the vicinity as he/she may see fit.
- 8.8 No vehicle or pedestrian on any pretense shall be permitted, without special permission from the Fire Chief, to go on that portion of the street by the face of the block in which the structure is on fire, or that portion of the street upon or which the firemen are operating on the fire.
- 8.9 No person shall refuse to comply with the lawful order, signal, or direction of an enforcement officer.

PART 1X: USE OF SIDEWALKS

9. 9.1 Except as otherwise provided in this Bylaw, a person shall not:
 - (a) drive, draw or push any motor vehicle;
 - (b) ride a horse; or
 - (c) draw, push, propel or ride a wheeled vehicle of any description on any sidewalk other than;
 - (i) a two wheeled cart or other personal grocery carrier; or
 - (ii) a bay carriage, a wheeled device for carrying a child or an invalid; or
 - (iii) a child's tricycle; or

- (iv) a child's bicycle operated by an individual under the age of (14) years of age.

on or along a sidewalk in such a manner as to interfere with other pedestrians using the sidewalk.

PART X: ENFORCEMENT

- 10. 10.1 Any person(s) who violate any provision of this Bylaw is guilty of an offence and subject to penalties as outlined in "Schedule A" of this Bylaw
 - 10.2 (a) In addition to the procedures set out and adopted by the Criminal Code of Canada and the Summary Proceedings Act, R.S.P.E.I. 1988, CAP. S-9 and the amendments thereto for laying an information, and issuing a summons, an information may be laid and a summons issued by means of Summary Offence Ticket in accordance with this Bylaw for any provision of this Bylaw.
 - (b) The form of the Summary Offence Ticket issued pursuant to this Bylaw shall be as approved by the Justice Department of Prince Edward Island, and the words or expressions used on the Summary Offence Ticket to designate a violation shall be deemed sufficient for all purposes to describe the offence designated by such word or expression.
- 10.3 It shall be the duty of all Enforcement Officers:
 - (a) To record the location of any vehicle in respect of which any violation of this Bylaw has occurred, the permit number or other sufficient identification of the vehicle involved in the violation, the time of occurrence, and any other details indicative or reasonably required;
 - (b) To deliver to the owner or operator of the vehicle a serially numbered notice of violation portion of a Summary Offence Ticket, or attach to such vehicle the said serially numbered notice of the violation portion of the Summary Offence Ticket, directed generally to the owner or operator of the vehicle and requiring him/her to report to the Town Hall and present such notice;
- 10.4 (a) Each owner or operator may, within seven (7) days from the time when such notice is delivered to him/her, or attached to his/her vehicle, pay at the Town Hall, the minimum amount as set out in Schedule A, column 3 as a penalty for and in full satisfaction of such violation
 - (b) Upon failure of such owner or operator to make the forgoing payment within the said seven (7) days, the said owner or operator shall become liable for prosecution under this Bylaw.
- 10.5 The summons to appear in court shall be served:
 - (a) by personal delivery to such owner or operator; or
 - (b) by registered postage prepaid and acknowledgment of receipt addressed to the owner or operator at his/her last known address as shown in the records of the Highway Safety Division, Department of Transportation and Public Works, Prince Edward Island. Production of Acknowledgement of Receipt Card id

prima facie proof that service was served on the owner or operator at the last known address as shown in the records of the Highway Safety Division, Department of Transportation and Public Works.

- (c) upon delivering to a person over the age of 18 years at the last known address of the owner or operator as shown in the records of the Highway Safety Division, Department of Transportation and Public Works, and an affidavit of the person delivering the said summons, sworn to before a Commissioner for taking Affidavits in and for the Province of Prince Edward Island is prima facie proof that service was effected on the owner or operator whose last known address is shown in the records of the Highway Safety Division, Department of Transportation and Public Works.

PART X1: INTERPRETATION

11. 11.1 In this Bylaw, words impounding the singular shall include the plural and words impounding the masculine gender shall include the feminine gender and vice versa

PART X11: SEVERABILITY

12. 12.1 It is the intention of the Town Council that each separate provision of this Bylaw shall be deemed independent from all other provisions of this Bylaw, such that, if any provision of this Bylaw is declared invalid, all other provisions of this Bylaw shall remain valid and enforceable.

PART X111: REPEAL

- 13 13.1 All former Traffic and Parking Bylaws of the Town of Montague are hereby repealed.

SCHEDULE "A"**Parking and Traffic Bylaw
Penalties**

Bylaw # reference	PARKING OFFENCES	PENALTY MINIMUM	PENALTY MAXIMUM
5.1 (a)	Park on sidewalk.	\$20.00	\$50.00
5.1 (b)	To close to or within a Crosswalk.	\$20.00	\$50.00
5.1 (c)	Within an intersection.	\$20.00	\$50.00
5.1 (d)	To close to a stop or yield sign.	\$20.00	\$50.00
5.1 (e)	To close to fire hydrant	\$20.00	\$50.00
5.1 (f)	To close to access to garage, private road or driveway.	\$20.00	\$50.00
5.1 (g)	Obstructing traffic at excavation site.	\$20.00	\$50.00
5.1 (h)	To close to or on a bridge.	\$20.00	\$50.00
5.1 (j)	To close or at an emergency situation.	\$20.00	\$50.00
5.1 (k)	On or in front of designated emergency parking lot	\$20.00	\$50.00
5.1 (l)	In loading zone	\$20.00	\$50.00
5.1 (m)	In loading zone over allowable time permitted.	\$20.00	\$50.00
5.2	Parking not parallel to curb or edge of street	\$20.00	\$50.00
5.2 (a)	Wheels more than 500 mm from curb or edge	\$20.00	\$50.00
5.3 (a)	Angle parking only	\$20.00	\$50.00
5.4 (a)	Where no markings visible and not at required angle	\$20.00	\$50.00
5.5	Parked on a grade or slope without taking proper safety precautions.	\$20.00	\$50.00
5.6	Leaving vehicle unattended with vehicle upon a jack or similar device, with wheels off, or vehicle partially raised.	\$20.00	\$50.00
5.7	Abandoned vehicle.	\$20.00	\$50.00
5.8	Unattended vehicle with motor running	\$20.00	\$50.00
5.9	Remove official notice from vehicle	\$20.00	\$50.00
5.10	Doubled Parked	\$20.00	\$50.00
5.11	Not within designated parking zone	\$20.00	\$50.00
5.12	No parking between certain hours	\$25.00	\$75.00
5.13	No parking for selling or exchanging vehicle.	\$20.00	\$50.00
5.14	No advertising with vehicle	\$20.00	\$50.00
5.15	Over weight vehicles parked on Main Street.	\$25.00	\$75.00
5.16	Disabled parking only. (by permit)	\$50.00	\$100.00
5.17	Obstruct or block traffic	\$20.00	\$50.00
	TRAFFIC OFFENCES		
6.1	Imprudent driving	\$100.00	\$250.00
6.2	Speeding	\$100.00	\$250.00
6.3	Passing Red or Amber light	\$50.00	\$100.00
6.4	Disobey school crossing guard	\$100.00	\$250.00
6.5	Fail to provide proper school crossing guard equipment.	\$50.00	\$100.00
6.6	Towing more than one trailer	\$50.00	\$100.00

SCHEDULE "A" CONTINUED

6.7	Shortcut to avoid intersection.	\$50.00	\$100.00
6.8	Failing to stop at crosswalk.	\$100.00	\$250.00
6.9	Passing another vehicle when pedestrian in crosswalk.	\$100.00	\$250.00
6.10	Passing school bus.	\$250.00	\$500.00
6.11	Excessive use of horn.	\$50.00	\$100.00
6.12	Driving on sidewalk.	\$50.00	\$100.00
6.13	Backing when unsafe.	\$50.00	\$100.00
6.14	Failing to produce driver's license.	\$50.00	\$100.00
6.15	Failing to produce insurance.	\$50.00	\$100.00
6.16 (a)	Squealing tires.	\$50.00	\$100.00
6.16 (b)	Muffler violations.	\$50.00	\$100.00
BICYCLES			
7.3	No light or reflector.	\$25.00	\$50.00
7.4	Operating bicycle on sidewalk.	\$25.00	\$50.00
7.5	More than one person on single seated bicycle.	\$25.00	\$50.00
7.7	No helmet.	\$25.00	\$50.00
GENERAL			
8.3	Repairing vehicle on street.	\$25.00	\$50.00
8.4	Washing vehicle on street.	\$25.00	\$50.00
8.5	Playing or loitering on street.	\$25.00	\$50.00
8.6	Jaywalking.	\$25.00	\$50.00
8.8	At scene of emergency without permission.	\$25.00	\$50.00
8.9	Failed to comply with order of fire chief or enforcement officer at scene of emergency.	\$25.00	\$50.00
SIDEWALKS			
9.1 (a)	Drive, draw or push vehicle.	\$25.00	\$50.00
9.1 (b)	Ride horse on sidewalk.	\$25.00	\$50.00
9.1 (c)	Other wheeled vehicle on sidewalk.	\$25.00	\$50.00

IMPOUNDMENT OF BICYCLES

Impoundment fees will be as determined by resolution of council.

EFFECTIVE DATE

The effective date of the Parking and Traffic Control Bylaw is the date on which the bylaw was adopted by Town Council.

FIRST READING

This Bylaw was read a first time by a majority of Councillors present at the Council meeting held on the 12th day of July, 2004.

This Bylaw was approved by a majority of the Councillors present at the Council meeting held on the 12th day of July, 2004.

SECOND READING

This Bylaw was read a second time by a majority of Councillors present at the Council meeting held on the 9th day of August, 2004.

This Bylaw was approved by a majority of the Councillors present at the Council meeting held on the 9th day of August, 2004.

ADOPTION AND APPROVAL

This Bylaw was adopted and approved by a majority of the Councillors present at the Council meeting held on the 9th day of August, 2004.



Richard Collins, Mayor



Robin Campbell, CAO

**Town of Montague
Bylaw # 2004-05-01
Parking and Traffic Control Bylaw Amendment**

THE FOLLOWING AMENDMENTS TO THE TRAFFIC CONTROL AND PARKING BYLAW # 2004-05 ARE HEREBY ENACTED BY THE TOWN COUNCIL OF THE TOWN OF MONTAGUE PURSUANT TO THE MUNICIPALITIES ACT, R.S.P.E.I.

1. Part V. Parking:

Immediately after Sub-Section 5.17 insert the following:

- 5.18 Except when a traffic officer directs or otherwise permits, no driver shall stop, stand, or park a vehicle on a highway other than the right side of the highway parallel to that side.

2. Part VI. Traffic:

Immediately after Sub-Section 6.16 insert the following:

- 6.17 When a red light alone or "STOP" signal is shown at an intersection by a traffic control signal, the driver of a vehicle approaching the intersection and facing the light or signal shall stop the vehicle at a clearly marked line, or, if there is no clearly marked line, immediately before entering the intersection.

Immediately after Sub-Section 6.17 insert the following:

- 6.18 When a red flashing light is shown at an intersection by a traffic control signal the driver shall stop the vehicle at a clearly marked stop line, or, if none, immediately before entering the intersection

Immediately after Sub-Section 6.18 insert the following:

- 6.19 When a yellow or amber light alone is shown at an intersection by a traffic control signal following a green light, the driver approaching the intersection shall stop the vehicle at a clearly marked stop line, or, if none, immediately before entering the intersection unless a stop cannot be made in safety.

Immediately after Sub-Section 6.19 insert the following:

- 6.20 Except when a traffic officer directs otherwise, drivers and pedestrians shall obey the instructions of a traffic control signal, or traffic control device.

Schedule "A"

Immediately after 5.17 insert the following:

		Penalty Minimum	Penalty Maximum
5.18	Parked on wrong side of highway	\$20.00	\$50.00

Immediately after 6.16 insert the following:

6.17	Passing red light	\$50.00	\$100.00
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Immediately after 6.17 insert the following:

6.18	Passing flashing red light.	\$50.00	\$100.00
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Immediately after 6.18 insert the following:

6.19	Passing flashing amber or yellow light.	\$50.00	\$100.00
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Immediately after 6.19 insert the following:

6.20	Failing to obey Traffic Control Signal, or Traffic Control Device.	\$50.00	\$100.00
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EFFECTIVE DATE

The effective date of the Parking and Traffic Control Bylaw Amendment is the date on which the bylaw was adopted by Town Council.

FIRST READING

This Bylaw was read a first time by a majority of Councillors present at the Council meeting held on the 18th day of October, 2004.

This Bylaw was approved by a majority of the Councillors present at the Council meeting held on the 18th day of October, 2004.

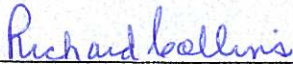
SECOND READING

This Bylaw was read a second time by a majority of Councillors present at the Council meeting held on the 8th day of November, 2004.

This Bylaw was approved by a majority of the Councillors present at the Council meeting held on the 8th day of November, 2004.

ADOPTION AND APPROVAL

This Bylaw was adopted and approved by a majority of the Councillors present at the Council meeting held on the 8th day of November, 2004.



Richard Collins, Mayor



Robin Campbell, CAO