

TOWN OF STEINBACH

By-Law No. 1371

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TOWN OF STEINBACH

BY-LAW NUMBER 1371

A By-Law of the Town of Steinbach concerning the reservation of certain portions of streets and public parking facilities and public parking sites for the purpose of parking vehicles and the use of parking meters in connection therewith.

The Town of Steinbach, in Council duly assembled, enacts as follows:

SHORT TITLE

1. This By-Law may be referred to as the "Steinbach Parking Meter By-Law."

INTERPRETATION

2. (1) Unless otherwise expressly provided or unless the context otherwise requires, words and expressions in this by-law have the same meaning as the same words and expressions in The Highway Traffic Act.

(2) In this By-Law:

(a) "holiday" includes New Year's Day, Good Friday, Victoria Day, Canada Day, Civic Holiday, Labour Day, Thanksgiving Day, Remembrance Day, Christmas Day and Boxing Day;

(b) "meter" or "parking meter" means a traffic control device designed for the purpose of automatically gauging and indicating the time within which a vehicle is or may be, or may remain, parked in a metered space;

(c) "metered space" means that portion of the street or public parking facility or public parking site in respect of which a parking meter has been installed;

(d) "operator" includes the owner of and every person who drives or operates a vehicle;

(e) "street" means a highway over which the Town of Steinbach has jurisdiction.

BY-LAW ENFORCEMENT OFFICER TO PLACE METERS

3. The By-Law Enforcement Officer shall place and maintain or cause to be placed and maintained parking meters on the streets and public parking facilities and public parking sites and portions of streets set forth in Schedule "A" attached hereto forming part of this By-Law.

CAUSING OR PERMITTING OFFENCE

4. Any person who causes or permits an offence against this By-Law is guilty of an offence.

PARKING, ETC. PROVISIONS NOT EXCLUSIVE

5. The provisions of this By-Law shall not relieve any person from the duty to observe other and more restrictive provisions prohibiting or limiting the stopping, standing or parking of vehicles on specified places or at specified times.

PROHIBITIONS & OFFENCES

6. (1) No person shall park a vehicle in a metered space except as permitted by the provisions of this by-law.

(2) No operator of a vehicle shall allow the vehicle to remain parked in a metered space between the hours named in Section 8 hereof for the regulation of parking pursuant to this by-law at the space while the disc or violation signal of the parking meter indicates a violation.

(3) No person shall park a vehicle at any portion of a metered space while parking thereat has been prohibited pursuant to Section 11.

(4) No person shall deposit, or cause to be deposited in a parking meter, any slug, device, or metallic or other substitute for the coins prescribed by this by-law.

(5) No person shall wilfully tamper with, open, deface, break, destroy or impair a parking meter.

USE OF SPACE AND CHARGES THEREFOR

7. (1) Subject to the exceptions provided in this by-law, the operator of a vehicle shall, immediately after parking the vehicle in metered space, deposit or cause to be deposited in the parking meter adjacent to such space, ten-cent, twenty-five cent or one dollar coins of Canada according to the rate designated in sub-section (2) of this section, and shall do whatever is necessary to put the meter in operation in accordance with the directions on the meter. Upon depositing the coin or coins, and putting the meter into operation, the operator shall be entitled to park the vehicle in such space for the period indicated on the parking meter thereat, subject to the provisions of Section 5, 8 and 12.

(2) The following rates shall apply in respect of the metered spaces:

\$.10 - 12 minutes

\$.25 - 30 minutes

\$ 1.00 - 2 hours

(3) Any operator entitled to park under sub-section (1) of this section may use the unexpired time shown on the parking meter from its previous use without depositing a coin.

SPECIAL AREAS

8. Subject to Section 5, in respect of the metered spaces, no vehicle shall be parked for more than two hours at any time between the hours of 8 a.m. and 5 p.m. on any day except Saturdays, Sundays and holidays.

GENERAL REGULATIONS

9. Every operator of a vehicle using a metered space shall

- (a) park the vehicle in such a manner that it is wholly within the metered space;
- (b) where a single-head meter is installed, the vehicle shall be parked so that the front bumper is opposite the meter post;
- (c) where a double-headed meter is installed, the vehicle shall be parked so that either the front or rear bumper is opposite the meter post.

10. Subject to the provisions of Section 5 and 6, a metered space may be used without charge

- (a) by any vehicle on Saturdays, Sundays and holidays; and on any other day of the week outside of the hours specified in Section 8 for the sections of streets in the respective schedules;

- (b) by a vehicle of or employed by the Town of Steinbach, the Government of Manitoba, the Government of Canada, or any emergency vehicle, if the vehicle has the name of the owner painted thereon or is identified by a card, sticker or certificate duly authorized and signed by the Mayor of the Town of Steinbach and the operator thereof is using the vehicle in the course of his duty;

- (c) by vehicles licenced as taxi-cabs while actually taking on or discharging passengers;

- (d) by duly licensed commercial vehicles while loading/unloading where there is no lane to serve the property.

TEMPORARY CLOSING OF PARKING SPACES

11. Whenever, due to any special circumstances a Police Officer or the By-Law Enforcement Officer considers that a metered space should be temporarily discontinued as a parking space, he may cause the meter thereat to be hooded or covered and he may cause to be placed or erected a sign or notice prohibiting parking at such metered space.

EXTENDED PARKING

12. Upon the expiration of the time provided by a deposit of a coin or coins as hereinbefore provided, no person shall thereupon further deposit or cause to be deposited in a parking meter, a coin or coins for the purpose of obtaining an extension of the parking time beyond the time prescribed for parking a vehicle thereat.

RESPONSIBILITY OF OWNER AND DRIVER

13. The owner of a vehicle shall incur the penalties provided for a violation of this by-law unless at the time of the violation the motor vehicle was in the possession of some person other than the owner or his chauffeur without the owner's consent, and the driver of a motor vehicle who is not the owner shall also incur the penalties provided for any such violation.

TIME

14. A reference to time shall be deemed to be a reference to Daylight Saving Time when such is in current use in the Town of Steinbach, and at all other times to Central Standard Time applicable to the Town of Steinbach.

PENALTY

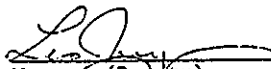
15. Every person found guilty of a breach of any provision of this by-law, unless a penalty or fine is specifically provided therefor, shall be liable to a fine not exceeding fifty (\$50.00) dollars in addition to costs.

VOLUNTARY PAYMENT

16. (1) Where it is alleged by a police officer or by any person appointed to enforce this by-law, that any person has contravened a provision of this by-law, that person, on being notified of the allegation may voluntarily consent to pay the penalty for the contravention fixed by and in accordance with the procedure, and to such person, as is stated in the by-law of the Town to permit the voluntary payment of penalties out of the court for contraventions of by-laws of the Town respecting stopping, standing, or parking.

(2) When payment has been made as provided in subsection (1) of this section, there shall be no prosecution for the contravention in respect of which payment has been made.

DONE AND PASSED in Council duly assembled, this 15th day of February, A.D., 1993.



Mayor (Deputy)



Secretary-Manager

Read a first time this 15th day of February, A.D., 1993.
Read a second time this 15th day of February, A.D., 1993.
Read a third time this 15th day of February, A.D., 1993.

SCHEDULE "A" to BY-LAW NO. 1371

Parking Metered Areas:

- 1) The parking lot referred to as "the Civic Center Parking Lot" located east of the Civic Center, 225 Reimer Avenue, Steinbach