

THE CORPORATION OF THE CITY OF PEMBROKE

BY-LAW 2008 – 59

A BY-LAW TO AMEND BY-LAW 2005-55,
AS AMENDED, BEING A BY-LAW TO REGULATE AND CONTROL
THE PARKING OF VEHICLES IN THE CITY OF PEMBROKE

WHEREAS Section 10(2) of the Municipal Act, 2001, S.O. 2001, c. 25 states that a single-tier municipality may pass by-laws respecting the governance structure of the municipality and its local boards and services and things that the municipality is authorized to provide under the governance structure;

AND WHEREAS the Council of the Corporation of the City of Pembroke deems it expedient to amend By-law 2005-55, being a by-law to regulate and control the parking of vehicles;

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE CITY OF PEMBROKE ENACTS AS FOLLOWS:

1. THAT Part V – PARKING LOTS – Section 2 – Parking Lot Designation & Time Limits, of By-law 2005-55 as amended, be amended by adding thereto the following:
 - (i) Pembroke Regional Hospital Parking Lots
 - (i) The sections of land legally known as Lots 1 to 11, Plan 611 and Part Lot 32, Concession 2 fronting Allumette Lake, Pembroke as in R186002, PMC 23524, R52557, Lots 340-342, Plan 83, Lots 344-349, Plan 83, Part Centre Street and Parts 1, 2, 3, 4, 7 and 8 on 49R-16622, shall be established and laid out as a public parking lot by permit and by automatic meter device.
 - (ii) Parking Permits for the Pembroke Regional Hospital shall be issued in accordance with the fees described in **Schedule “W”, Section 3** of this by-law, or for those without a parking permit rates shall be set forth as in **Schedule “W”, Section 2** of this by-law.
2. THAT Part V – PARKING LOTS, of By-law 2005-55 as amended, be amended by adding thereto the following:

**SECTION 6 – REGULATIONS – PEMBROKE REGIONAL HOSPITAL
PARKING LOTS – AUTOMATIC METERED DEVICE**

- (a) No person shall park a vehicle in any Pembroke Regional Hospital parking lot equipped with an automatic meter device in such a manner so that the vehicle is outside the space allotted. “Pembroke Regional Hospital Automatic Metered Parking Lots” shall be described in **Schedule “W”** of this by-law.
- (b) No person with the custody or control of a vehicle that displays an expired automatic parking permit, shall cause, allow or permit that vehicle to be parked in a parking spot.
- (c) No person shall park a vehicle so as to obstruct any other vehicles parked in an automatic metered device parking lot and any vehicle that is so parked may be removed at the owner’s expense when such removal is authorized by a Municipal By-Law Enforcement Officer.

- (d) No person shall park a vehicle in an automatic metered device parking lot in an ingress or egress area and any vehicle that is so parked may be removed at the owner's expense when such removal is authorized by a Municipal By-law Enforcement Officer.
 - (e) No person shall cause to be deposited in an automatic metered device any slugs, device of metallic substance or any other substitute for lawful money in circulation in the Dominion of Canada.
 - (f) Every person parking a vehicle on a parking lot equipped with an automatic meter device shall deposit the appropriate fee and obtain a permit as set forth in **Schedule "W"** of this by-law.
 - (g) It shall be unlawful and a violation of the provisions of this by-law for any person to deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any automatic meter device installed under the provisions of this by-law.
 - (h) The West Champlain Healthy Community Corporation shall determine the length of time parking is permissible and the appropriate fees for such parking in automatic meter device parking lots.
 - (i) Notice to the public shall be given by signs conspicuously posted either upon the automatic metered device or in the immediate vicinity, setting forth the length of time for which parking is permitted and the conditions thereof.
 - (j) Any vehicle parked in contravention of this provision shall be deemed to be illegally parked under the provisions of this by-law.
 - (k) The provisions of this by-law with respect to parking shall apply as follows to vehicles parked or standing in an automatic metered device parking lot:
 - 24 hours a day
 - Monday, Tuesday, Wednesday, Thursday, Friday, Saturday and Sunday
 - (l) The West Champlain Healthy Community Corporation shall designate a person or persons to collect the coins deposited in the automatic metered device.
 - (m) When collecting coins the person or persons so designated shall remove the coins from the automatic metered device and deliver them to the Bank designated by the West Champlain Healthy Community Corporation.
 - (n) The officials of the Bank shall count and deposit the coins to the credit of the West Champlain Healthy Community Corporation.
3. THAT Part V – PARKING LOTS, of By-law 2005-55 as amended, be amended by adding thereto the following:

SECTION 7 – REGULATIONS – PEMBROKE REGIONAL HOSPITAL PERMIT PARKING LOTS

- (a) No person with the custody or control of a vehicle shall cause, allow or permit that vehicle to be parked in a "permit only" lot without a valid permit. Permits are issued by Standard Parking. "Pembroke Regional Hospital Permit Only Parking Lots" shall be described in **Schedule "W"** of this by-law.

- (b) No person shall park a vehicle so as to obstruct any other vehicles parked in a permit parking lot and any vehicle that is so parked may be removed at the owner's expense when such removal is authorized by a Municipal By-law Enforcement Officer.
- (c) No person shall park a vehicle in a permit parking lot in an ingress or egress area and any vehicle that is so parked may be removed at the owner's expense when such removal is authorized by a Municipal By-law Enforcement Officer.
- (d) No person shall park a vehicle in a permit parking lot in such a manner that the vehicle is outside the space allotted.
- (e) The provisions of this by-law with respect to parking permits shall apply as follows to vehicles parked or standing upon the Pembroke Regional Hospital Parking Lots:
 - 24 hours a day
 - Monday, Tuesday, Wednesday, Thursday, Friday, Saturday and Sunday

4. THAT By-law 2005-55 as amended, be amended by adding thereto the following:

SCHEDULE "W" TO BY-LAW 2005 – 55

SECTION 1 – PEMBROKE REGIONAL HOSPITAL AUTOMATIC METERED PARKING LOTS AND PERMIT PARKING LOTS (Part V, Section 6 (a) and Section 7 (a))

1. PEMBROKE REGIONAL HOSPITAL PARKING LOTS
 Legally described as Lots 1 to 11, Plan 611 and Part Lot 32, Concession 2 fronting Allumette Lake, Pembroke as in R186002, PMC 23524, R52557, Lots 340-342, Plan 83, Lots 344-349, Plan 83, Part Centre Street and Parts 1, 2, 3, 4, 7 and 8 on 49R-16622 and municipally known as 705 Mackay Street.

SECTION 2 – AUTOMATIC METERED PARKING LOT RATES – PEMBROKE REGIONAL HOSPITAL

1. The meter rates for the Pembroke Regional Hospital Parking Lots municipally known as 705 Mackay Street shall be as follows:
- \$2.00 per hour
 - \$8.00 per day
 - \$24.00 per week
2. The Deacon Street Lot (legally known as Lots 1 to 11, Plan 611) shall be a flat rate of \$5.00.

SECTION 3 – PARKING PERMIT RATES – PEMBROKE REGIONAL HOSPITAL PARKING LOTS

1. The provisions of this by-law shall apply to vehicles parked or standing upon the Pembroke Regional Hospital Parking Lots:
- (a) 24 hours a day
 - Monday, Tuesday, Wednesday, Thursday, Friday, Saturday and Sunday

- (b) Bi-Weekly Permit- \$19.00 (includes G.S.T./P.S.T.)
 Monthly Permit- \$41.17 (includes G.S.T./P.S.T.)
5. THAT Schedule “Q” – SECTION 1 – POSTED FIRE ROUTES of By-law 2005-55 as amended, be amended by deleting therefrom the following:
- Pembroke Regional Hospital – front (750 Mackay Street).
6. THAT Schedule “Q” – SECTION 1 – POSTED FIRE ROUTES of By-law 2005-55 as amended, be amended by adding thereto the following:
- Pembroke Regional Hospital – (705 Mackay Street).
7. THAT Schedule “T” – FINES AND PENALTIES of By-law 2005-55 as amended, be amended by adding thereto the following:

SECTION	DESCRIPTION	FINE
Part V, Section 6 (a)	Parked in an automatic metered lot so that the vehicle is outside the space allotted	\$25.00
Part V, Section 6 (b)	Parked in an automatic metered device parking lot with an expired automatic parking permit	\$17.50
Part V, Section 6 (c)	Parked in an automatic metered parking lot so that vehicle obstructs any other vehicle	\$25.00
Part V, Section 6 (d)	Parked in an automatic metered parking lot so that the vehicle obstructs the ingress or egress area	\$25.00
Part V, Section 6 (e)	Depositing of any slugs, device of metallic substance, or any other substitute for lawful money in an automatic metered device	\$25.00
Part V, Section 6 (f)	Parked without a permit	\$17.50
Part V, Section 7 (a)	Parked without a permit	\$17.50
Part V, Section 7 (b)	Parked in a permit parking lot so that vehicle obstructs another vehicle	\$25.00
Part V, Section 7 (c)	Parked in a permit parking lot in the ingress or egress area	\$25.00
Part V, Section 7 (d)	Parked in a permit parking lot outside the allotted space	\$25.00

8. Every person who contravenes any section of this by-law is guilty of an offence and on conviction is liable to a fine as provided for in the Provincial Offences Act, as amended.
9. This by-law shall come into force and take effect upon the date of the final passing thereof.

READ A FIRST AND SECOND TIME THIS 18th DAY OF NOVEMBER, 2008.

 Chief Administrative Officer/Clerk

 Mayor

READ A THIRD TIME AND PASSED THIS 18th DAY OF NOVEMBER, 2008.

 Chief Administrative Officer/Clerk

 Mayor

