

THE CORPORATION OF THE TOWN OF MINTO

BY-LAW NO. 5000-05

Being a by-law to regulate the parking or stopping of vehicles on highways, public parking lots and in some instances, private property within the Town of Minto

Whereas *the Municipal Act, 2001*, provides that every Council may pass such by-laws;

Now therefore the Council of the Corporation of the Town of Minto enacts as follows:

Definitions:

1. For the purposes of this by-law:

“angle park” or “angle parking” means the parking of a vehicle whether occupied or not at an angle indicated by pavement markings or properly worded signs for angle parking purposes, or if not indicated by such pavement markings or signs at an angle of forty-five (45) degrees from the lateral curb line;

“angle parking zone” means an area on a highway where properly worded signs are on display, indicating that angle parking is permitted, as designated in Schedule “A” to this By-law;

“boulevard” means a portion of public property whether paved or not adjoining a roadway;

“bus” means a vehicle designed for carrying ten or more passengers and used for the transportation of persons;

“bus stop” means an area on a highway where properly worded signs are on display indicating that the area is reserved for the parking of buses as designated in Schedule “B” to this By-law;

“by-law enforcement officer” means a duly authorized person appointed by the Town of Minto for the purpose of enforcing the parking or stopping provisions of this By-law;

“commercial motor vehicle” means a motor vehicle with a combined gross weight exceeding 4,500 kilograms having permanently attached thereto a truck or delivery body and includes ambulances, hearses, casket wagons, fire apparatus, buses and tractors used for hauling purposes on the highways;

“crosswalk” means:

- 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 if the roadway, or

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- b) any portion of a highway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines or other markings upon the surface of that highway;

“designated parking space” means a parking space upon a highway or on a municipal parking lot or on municipal property where properly worded signs or pavement markings are on display indicating that the parking space is designated for the use of a vehicle displaying a currently valid parking permit issued by the Town of Minto as designated in Schedule “C” to this By-law;

“disabled person parking space” means a parking space upon a highway or on a public parking lot or on private property where properly worded signs or pavement markings are on display indicating that the parking space is designated for the use of a vehicle transporting a disabled person or persons;

“disabled person parking permit” means a parking permit issued by the Minister of Transportation under the authority of Regulation 581 to the Highway Traffic Act (Revised Status of Ontario, 1990 Chapter H.8);

“driveway” means an access from a highway to private or public property used by vehicles to enter or leave that highway;

“emergency vehicle” means,

- a) a fire department vehicle while responding to a fire alarm or other emergency call; or
- b) a vehicle while used by a person in the lawful performance of his or her duties as a police officer; or
- c) an ambulance while responding to an emergency call or being used to transport a patient or injured person in an emergency situation; or
- d) a cardiac arrest emergency vehicle operated by or under the authority of a hospital.

“fire route” means an area on a highway or on a public parking lot or on private property where properly worded signs are on display indicating that parking is prohibited in order to provide fire department and other emergency vehicles unobstructed access to adjacent properties in the event of fire or other emergency;

“highway” includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, laneway, viaduct or trestle any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof;

“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 highways that join one another at an angle whether or not one highway crosses the other;

“municipal parking lot” means an area not on a highway to which the public has access designated for the purpose of providing parking for vehicles as designated in Schedule “D” to this By-law;

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“no parking zone” means an area on a highway where properly worded signs are on display indicating that parking is prohibited as designated in Schedule “E” to this By-law;

“no stopping zone” means an area on a highway where properly worded signs are on display indicating that stopping is prohibited as designated in Schedule “F” to this By-law;

“one way street” means a highway where properly erected signs are on display indicating that traffic is to proceed in one direction only;

“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 merchandise or passengers;

“pedestrian crossover” means any portion of a highway designated by By-law of a municipality at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs on a highway and lines or other markings on the surface of the roadway as prescribed by the regulations to the Highway Traffic Act;

“police officer” means a member of the Wellington County Ontario Provincial Police providing police services to the Corporation of the Town of Minto;

“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 to all of the roadways collectively;

“school bus” means a bus that,

- a) is painted chrome yellow, and
- b) displays on the front and rear thereof the words “school bus” and on the rear thereof the words “do not pass when signals flashing”;

“school bus loading zone” means an area on a highway or on private property as designated by Schedule “G” to this By-law where properly worded signs are on display indicating that parking is prohibited in order to provide school bus(es) with the facility to load or discharge passengers;

“sidewalk” means a piece of public property whether paved or not, adjoining a highway intended for the use of pedestrians;

“stop” or “stopping” means the halting of a vehicle even momentarily whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or of a traffic control device;

“taxicab” means a vehicle holding a current valid license from the Town of Minto to transport passengers for hire;

“taxicab stand” means an area on a highway as designated by Schedule “H” to this By-law where properly worded signs are on display indicating that parking is prohibited in order to provide taxicabs with the facility to load or discharge passengers;

“temporary no parking zone” means an area on a highway or on a public parking lot where properly worded signs are on display in accordance with the provisions of Section 2 of this By-law;

“time limited parking zone” means an area on a highway where properly worded signs are on display indicating that parking is restricted to certain times and days as designated in Schedule “I” to this By-law;

“traffic control device” means any sign and/or any highway, curb or sidewalk marking or other device whether temporary or not erected or placed under the authority of the municipality for the purpose of guiding or directing traffic;

“vehicle” includes a motor vehicle, commercial motor vehicle, trailer, motorized snow vehicle, horse-drawn vehicle, traction engine, farm tractor, road-building machine, bicycle and any vehicle drawn, propelled or driven by any kind of power, including muscular power.

General Provisions

2. Erection of Temporary No Parking Signs

The officer in charge of the Ontario Provincial Police providing police services to the Corporation of the Town of Minto or his/her designate shall be responsible for the erection and removal of temporary no parking signs for purposes of fire, disaster, crowd control and any other occurrence which is deemed to be an emergency within the Town of Minto.

3. Fire Routes

- a) A fire route may be located upon a highway, public parking lot or private property where properly worded signs are erected.
- b) A fire route may be located upon private property that is subject to a municipally approved site plan agreement that designates such private property to be a fire route.
- c) A fire route may be located upon private property where the property owner has requested the designation of a fire route and that request has received municipal approval.

4. Enforcement and Penalty Provisions

- a) The provisions of this By-law shall be enforced pursuant to the provisions set out in Part II of the Provincial Offences Act.
- b) Any person violating any of the provisions of this By-law is guilty of an offence and upon conviction shall be subject to a fine, exclusive of costs and

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all such fines shall be recoverable under the provisions of Part II of the Provincial Offences Act.

5. Voluntary Payment of Fines

- a) Voluntary payment of a fine for an offence committed under the provisions of this By-law may, upon presentation of the violation tag issued alleging the offence, pay out of Court within 15 days from the date of issuance of the said violation tag, the set fine described upon the face of the tag and upon such payment no further proceedings shall be taken in respect of the alleged offence.
- b) Voluntary payment of a fine may be made at the County of Wellington Administration Centre in Guelph during normal business hours or by mail.

6. Deemed Offence by Vehicle Owner

Where a vehicle has been left parked or stopped in contravention of this By-law the owner of the vehicle even though the owner was not the driver of the vehicle at the time of the contravention of the By-law is guilty of an offence and is liable to the fine prescribed for the offence unless at the time of the offence, the vehicle was in the possession of some person other than the owner without the owner's consent.

7. Towing of Illegally Parked Vehicles

Where a vehicle is found parked in contravention of any of the parking provisions of this By-law, a police officer may in addition to attaching a parking infractions notice to the vehicle, cause the vehicle to be taken to and placed or stored in a suitable place and all costs and charges for removing, care and storage thereof, if any, shall be a lien upon the vehicle which may be enforced in the manner provided in Part III of the Repair and Storage Liens Act.

8. Exemptions

The provisions of this By-law shall not, if compliance therewith would be impractical, apply to:

- a) An emergency vehicle, or
- b) A vehicle registered to a municipal corporation or registered to a utility, while actually performing work on behalf of a municipal corporation within the County of Wellington; or while responding to an emergency, or
- c) When the driver or operator of a vehicle is in compliance with the direction of a police officer or of a traffic control device.

Parking Offences

9. Within the Town of Minto.

- 9.1 No person shall park a vehicle upon a highway or on a municipal parking lot in a no parking zone.
- 9.2 No person shall park a vehicle upon a highway less than 1 metre from either edge of a driveway.
- 9.3 No person shall park a vehicle upon a highway in front of the entrance to a driveway so as to prevent ingress to or egress from such driveway.
- 9.4 No person shall park a vehicle upon a highway or on a municipal parking lot or on private property, in a fire route.
- 9.5 No person shall park a vehicle upon a highway within 3 metres of a point on the curb or edge of a highway nearest to a fire hydrant.
- 9.6 No person shall park a vehicle upon a highway with its left wheels or runners as the case may be adjacent to the curb of the highway or where no curb exists the edge of the highway unless otherwise permitted by a traffic control device.
- 9.7 No person shall park a vehicle upon a highway in a time limited parking zone for a period of time in excess of the time designated in Schedule "I" to this by-law.
- 9.8 No person shall park a vehicle upon a highway in a time limited parking zone during a prohibited time as designated in Schedule "I" to this by-law.
- 9.9 No person shall park a vehicle upon a highway with the vehicle's right side further than 0.15 metres from the curb of the highway or where no curb exists, the edge of the highway.
- 9.10 No person shall park a vehicle upon a highway or on a municipal parking lot between the hours of 2 and 6 am of any day during the months of November, December, January, February and March of any year.
- 9.11 No person shall park a vehicle upon a highway where painted guide lines exist for the purpose of facilitating parking except within such guide lines.
- 9.12 No person shall park a vehicle upon a highway where parking is permitted under the provisions of this By-law for an unreasonable length of time and in no case for a period longer than 24 consecutive hours.
- 9.13 No person shall park a vehicle on a municipal parking lot for an unreasonable length of time and in no case for a period longer than 24 consecutive hours.
- 9.14 No person shall park a vehicle upon a highway or on a municipal parking lot in a temporary no parking zone.
- 9.14.1 No offence shall be created if the vehicle described in Section 9.14 of this By-law was parked in the temporary no parking zone prior to the erection of temporary no parking signs unless the operator of the vehicle has been requested to move such vehicle by a police officer or by-law enforcement officer and has refused to do so.
- 9.15 No person shall park a vehicle on a sidewalk.
- 9.16 No person shall park a vehicle upon a highway within an intersection.

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- 9.17 No person shall park a vehicle upon a highway within 9 metres of an intersection.
- 9.18 No person shall park a vehicle upon a highway in a taxicab stand.
- 9.19 No person shall park a vehicle other than a school bus upon a highway in a school bus loading zone.
- 9.20 No person shall park a vehicle upon a highway in a pedestrian crossover.
- 9.21 No person shall park a vehicle upon a highway within 9 metres of a pedestrian crossover.
- 9.22 No person shall park a vehicle upon a highway in a crosswalk.
- 9.23 No person shall park a vehicle upon a highway within 9 metres of a crosswalk.
- 9.24 Where boulevard parking is permitted no person shall park a vehicle upon the abutting highway or any part thereof.
- 9.25 No person shall park a vehicle upon a roadway in such a manner as to leave available less than 3 metres of the width of the roadway for free movement of vehicular traffic.
- 9.26 No person shall park a vehicle upon a highway on the roadway side of any vehicle stopped or parked at the edge or curb of the highway.
- 9.27 No person shall park a vehicle other than a bus upon a highway in a bus stop.
- 9.28 No person shall park a vehicle upon a highway for the purpose of repairing, washing or maintenance of the vehicle other than in an emergency.
- 9.29 No person shall park a vehicle upon a bridge unless otherwise permitted by a traffic control device.
- 9.30 No person shall park a vehicle upon a highway or on a municipal parking lot so as to obstruct an access ramp provided for the use of disabled persons.
- 9.31 No person shall park a vehicle upon a highway within an angle parking zone, except at the angle indicated by markings painted upon the highway for that purpose or as indicated by properly worded signs.
- 9.32 No person shall park a vehicle upon a highway or on a municipal parking lot or on private property in a disabled person parking space unless that vehicle is transporting a disabled person or persons and also displays a valid disabled person parking permit issued by the Ontario Ministry of Transportation.
- 9.33 No person shall park a commercial motor vehicle upon a highway between the hours of 1:00 a.m. and 6:00 a.m. of the same day for a period of time longer than one hour other than upon a section of highway which is under construction.
- 9.34 No person shall park a commercial motor vehicle on a municipal parking lot unless otherwise permitted by a traffic control device.
- 9.35 No person shall park a vehicle upon a highway within 15 metres of any railroad crossing.

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- 9.36 No person shall park a vehicle in a designated parking space unless that vehicle displays a currently valid parking permit issued by the Town of Minto.
- 9.37 No person shall park a vehicle upon a highway in such a manner as to interfere with the movement of traffic or the clearing of snow from the highway.
- 9.38 No person shall park a vehicle on a highway designated as a one way street other than with the vehicle facing in the direction in which it is permitted to proceed.
- 9.39 Where parking is permitted on either or both sides of a highway designated as a one way street the vehicle operator shall park the vehicle with its wheels or runners as the case may be no further than 0.15 metres from the curb of the highway or where no curb exists the edge of the highway.

Stopping Offences

10. Within the Town of Minto.

- 10.1 No person shall stop a vehicle upon a highway in a no stopping zone.
- 10.2 No person shall stop a vehicle upon a highway on the roadway side of any vehicle stopped or parked at the edge or curb of that highway.
- 10.3 No person shall stop a vehicle upon a highway within 9 metres of an intersection.
- 10.4 No person shall stop a vehicle other than a bus upon a highway in a bus stop.
- 10.5 No person shall stop a vehicle, other than a school bus upon a highway in a school bus loading zone.
- 10.6 No person shall stop a vehicle upon a highway with its left wheels or runners as the case may be adjacent to the curb of the highway or where no curb exists the edge of the highway unless otherwise permitted by a traffic control device.

Severability

11. If a court of competent jurisdiction should declare any section or part of a section of this By-law to be invalid such section or part of a section shall not be construed as having persuaded or influenced Council to pass the remainder of the By-law and it is hereby declared that the remainder of the By-law shall be valid and shall remain in force.

Repeal of By-Laws

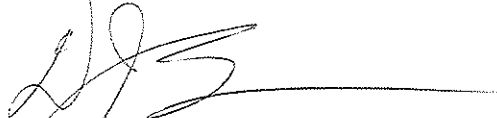
12. By-Law number 4500-00 is hereby repealed.

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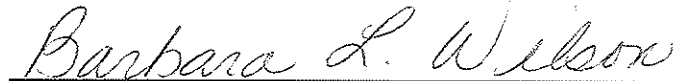
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Read a first and second time this 6th day of April, 2005.



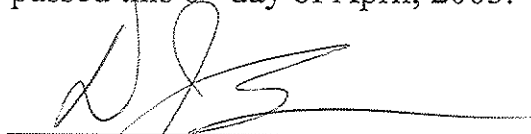
Mayor David Burns

Seal



Clerk Barbara L. Wilson

Read a third and final time and finally passed this 6th day of April, 2005.



Mayor David Burns

Seal



Clerk Barbara L. Wilson

Schedule "A"

Angle Parking Zones

None

Schedule "B"

Bus Stops

None

Schedule "C"

Designated Parking Spaces

None

Schedule “D”

Municipal Parking Lots

Palmerston

- Parking Lot 1: North Side Main Street municipal parking lot, more particularly described as Part of Lot 10 and Lot 11, north side Main Street.
- Parking Lot 2: Jane Street municipal parking lot described as Part of Lot 8, North Side of Main Street.
- Parking Lot 3: South Side of Main Street municipal parking lot, described as Part of Lot 1, West Side William Street, Part of Lot 3 and Part of Lot 4, South Side Main Street, rear land.

Harriston

- Parking Lot 1: Mill Street – Prestons Survey – Lot 4, Part of Lot 3, North Side of Mill Plan Lapotiers Part Tannery, Part Maitland River Bd.
- Parking Lot 2: 78 Mill Street (privately owned lot with long term municipal lease thereon) Part of Lot 19, South Side Mill Street, Part of Lot 19 and Part of Lot 20, North Side Webb Street, Description RP 61R-2798 PART 2.

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Schedule “E”

No Parking

Clifford

Highway	Side	From	To	Times or Days
Elora	Both	Allen	15 metres north	any time
Elora	Both	Allen	15 metres south	any time
Allan	south side	east of Elora	off street parking	any time
Allan	north side	east of Elora	42 metres east	any time
Allan	south side	west of Elora	37 metres west	any time
Allan	north side	west of Elora	16 metres west	any time
Allan	south side	William St. North	Brown St. North	any time

Harriston

Highway	Side or sides	From	To	Time
Arthur Street	Both	John Street	Wilson Street	any time
	Both	King Street	Lawrence Avenue	any time
Elora Street	Both	Arthur Street	Adelaide Street	any time
	Both	Young Street	Jessie Street	any time
Young Street	Both	Elora Street	King Street	any time

Palmerston

Street	From	To	Side	Time
Jane	Main	Inkerman	east	anytime
Queen	William	King	east and west	anytime
William	north set of CNR tracks	Queen	east and west	anytime
King	Mill Lane	Toronto	north	anytime
Inkerman	Jane	Henry Lane	north	anytime
Main	Cumberland	York	south	anytime
York	Main	Raglan	east	anytime
Cumberland	Main	Raglan	west	anytime
Norman	Main	Daly	east	anytime
Cavan	Queen	Albert	north and south	anytime
Albert	Cavan	Yonge	east and west	anytime
Raglan	York	Toronto	north	anytime
Raglan	York	Cumberland	south	anytime
Henry	Inkerman	Main	west	anytime
Queen	Minnie	Prospect	west	anytime
Queen	Main	Raglan	east	anytime
Queen	Main	60 metres south	west	anytime
Queen	Minnie	80 metres north	west	anytime
Prospect St.	Queen St. North	York Street	north	anytime
Queen St.	King St.	North Perth Boundary	north and south	anytime
Miller Cres	Inside Curb			anytime

Schedule “F”

No Stopping Zone

On a highway where properly worded signs are on display indicating that stopping is prohibited.

Street	<i>From</i>	<i>To</i>	<i>Side</i>
Palmerston			
Main	William	9.2 metres west	south
Main	William	9.2 metres east	south
Main	Jane	9.2 metres west	north
Main	Jane	9.2 metres east	north
Main	James	9.2 metres west	south
Main	James	9.2 metres east	south
Main	Henry	9.2 metres west	north
Main	Henry	9.2 metres east	north
Main	Henry	9.2 metres west	south
Main	Henry	9.2 metres east	south
Main	William	2 parking places west	south
Harriston			
Elora	Harriston Boundary	Adelaide	west
Elora	Adelaide	Harriston Boundary	east

Schedule “G”

School Bus Loading Zones

Harriston

The east side of George Street between Arthur and Union Street.

Palmerston

The north side of Raglan Street between Cumberland Street and York Street.

The east side of Cumberland Street between Main Street and Raglan Street.

The west side of York Street between Webster and Raglan Street.

The south side of Prospect Street between Toronto and York Streets.

SCHEDULE "H"

Taxicab Stands

None

Schedule “I”

Time Limited Parking Zones

No parking 8:30 am to 4:30 pm on any school day.

When properly worded signs have been erected and are on display, no person shall park a vehicle on any street or parts of streets hereinafter set out in column 3 on the side of the street or streets set out in column 4, between the hours of 8:30 am to 4:30 pm on any school day.

Palmerston

Street	<i>From</i>	<i>To</i>	<i>Side</i>
York	Raglan	Prospect	east and west
Cumberland	Raglan	Derby	east and west
Raglan	York	Cumberland	north (buses excluded)
Raglan	Queen	York	south
Raglan	Queen	Cumberland	north
Prospect	York	Toronto	south
Webster	York	to easterly limits	north and south
Raglan	York	30 metres	south
Queen	Raglan	Derby	east
Derby	Queen	York	north
York	Main	Raglan	west (buses excluded)

The Corporation of the Town of Minto

By-law 5000-05
 Short Form Wordings and Schedule of Fines
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 Part II Provincial Offences Act

Item	Short Form wording	Provision Creating or Defining Offence	Voluntary Payment (within 15 days)	Set Fine
1	Park in no parking zone	9.1	\$20.00	\$30.00
2	Park within 1 metre of driveway	9.2	\$20.00	\$30.00
3	Park in front of driveway	9.3	\$20.00	\$30.00
4	Park in fire route	9.4	\$20.00	\$30.00
5	Park within 3 metres of fire hydrant	9.5	\$20.00	\$30.00
6	Park left wheels to curb	9.6	\$20.00	\$30.00
7	Overtime parking	9.7	\$20.00	\$30.00
8	Park in no parking zone – prohibited time	9.8	\$20.00	\$30.00
9	Park further than 0.15 metres from curb	9.9	\$20.00	\$30.00
10	Park 2am to 6 am	9.10	\$20.00	\$30.00
11	Park not within guidelines	9.11	\$20.00	\$30.00
12	Park on highway in excess of 24 consecutive hours	9.12	\$20.00	\$30.00
13	Park on municipal parking lot in excess of 24 consecutive hours	9.13	\$20.00	\$30.00
14	Park in temporary no Parking zone	9.14	\$20.00	\$30.00
15	Park on sidewalk	9.15	\$20.00	\$30.00
16	Park in intersection	9.16	\$20.00	\$30.00
17	Park within 9 metres of intersection	9.17	\$20.00	\$30.00
18	Park in taxicab stand	9.18	\$20.00	\$30.00
19	Park in school bus loading zone	9.19	\$20.00	\$30.00
20	Park in pedestrian crossover	9.20	\$20.00	\$30.00
21	Park within 9 metres of pedestrian crossover	9.21	\$20.00	\$30.00
22	Park in crosswalk	9.22	\$20.00	\$30.00
23	Park within 9 metres of crosswalk	9.23	\$20.00	\$30.00
24	Park opposite boulevard	9.24	\$20.00	\$30.00
25	Park – fail to leave 3 metres of roadway clear	9.25	\$20.00	\$30.00
26	Park roadway side of parked vehicle	9.26	\$20.00	\$30.00
27	Park in bus stop	9.27	\$20.00	\$30.00
28	Park in order to repair, wash or maintain vehicle	9.28	\$20.00	\$30.00

The Corporation of the Town of Minto

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Short Form Wordings and Schedule of Fines
(Page 2 of 2)
Part II Provincial Offences Act**

	Description of Offence	By-law Section	Voluntary Payment (within 15 days)	Set Fine
29	Park on bridge	9.29	\$20.00	\$30.00
30	Park – obstruct access ramp	9.30	\$20.00	\$30.00
31	Angle park – not within markings	9.31	\$20.00	\$30.00
32	Park in disabled person parking space	9.32	N/A	\$300.00
33	Park commercial vehicle Between 1 am – 6 am	9.33	\$20.00	\$30.00
34	Park commercial vehicle On municipal parking lot	9.34	\$20.00	\$30.00
35	Park within 15 metres of Railroad crossing	9.35	\$20.00	\$30.00
36	Park in designated parking space – no permit	9.36	N/A	\$300.00
37	Park – interfere with snow removal	9.37	\$20.00	\$30.00
38	Park facing wrong way on one way street	9.38	\$20.00	\$30.00
39	Park further than 0.15 metres from curb on 1 way street	9.39	\$20.00	\$30.00
40	Stop in no stopping zone	10.1	\$20.00	\$30.00
41	Stop – roadway side of parked vehicle	10.2	\$20.00	\$30.00
42	Stop within 9 metres of intersection	10.3	\$20.00	\$30.00
43	Stop in bus stop	10.4	\$20.00	\$30.00
44	Stop in school bus loading zone	10.5	\$20.00	\$30.00
45	Stop with left wheels to curb	10.6	\$20.00	\$30.00

Note: The penalty provision for the offences indicated above is Section 4 of By-law No. 5000-05, a certified copy of which has been filed.