

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 37-77

BEING A BY-LAW TO AMEND BY-LAW NO. 2144
BEING A BY-LAW TO PROHIBIT UNAUTHORIZED
PARKING ON PRIVATE PROPERTY.

WHEREAS the Council of the Corporation of the City of North Bay deems it advisable to amend Sections 1, 2 and 3 of By-law No. 2144.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. Section 1, be amended to provide no parking along any private roadway designated as a fire route, so that the said section shall now read as follows:
 - (a) no person shall park or leave any motor vehicle on private property without authority from the owner or occupant of such property,
 - (b) no person shall park or leave any motor vehicle on or along any private roadway designated as a fire route by a sign or signs so designating same as a fire route,
 - (c) "private property" means property that has been clearly marked as such by fences or on which a legible sign or signs have been erected by the owner, the occupant or an agent for either forbidding trespassing or parking, or a private road or driveway.
2. That Section 2 shall be amended to change the reference for which recovery of penalties shall apply to read "of subsection 2 of section 466 of The Municipal Act" so that the said section shall now read as follows:

The driver of a motor vehicle, not being the owner, is liable to any penalty provided under this by-law, and the owner of the motor vehicle is also liable to such penalty unless at the time the offence was committed the motor vehicle was in the possession of a person other than the owner or his chauffeur without the owner's consent, and where a tag similar to a parking tag is placed on a motor vehicle for an offence against the provisions of this by-law, the owner or the driver may make voluntary payment of the penalty out of Court, and if the payment is not made in accordance with this procedure, the provisions of subsection 2 of Section 466 of The Municipal Act for recovery of penalties shall apply.
3. That Section 3 be amended to provide that any person appointed for the enforcement of the By-laws of the City of North Bay may take the required action pursuant to the provisions of the By-law so that the said section shall now read as follows:

"The occupant or any adult resident of the property may complain to any constable that a motor vehicle has been left or parked contrary to the provisions of this By-law and the constable or any other person appointed for the enforcement of

By-laws in the City of North Bay, upon discovery of any vehicle parked or left in contravention of this By-law, may cause it to be moved or taken to an 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 in force in the manner provided in Section 48 of The Mechanics' Lien Act.

READ A FIRST TIME IN OPEN COUNCIL THIS 7TH DAY OF MARCH, 1977.

READ A SECOND TIME IN OPEN COUNCIL THIS 21ST DAY OF MARCH, 1977.

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED THIS 21ST DAY OF MARCH, 1977.



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M.E. DICKERSON

MAYOR



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R.F. BARTON

CITY CLERK