

**THE CORPORATION OF THE TOWN OF
NEW TECUMSETH**

BY-LAW

Number 2002-106

"BICYCLES ON SIDEWALKS PROHIBITED BY-LAW"

A by-law to prohibit bicycles and other vehicles
on sidewalks within the Town of New Tecumseth

WHEREAS Section 207 Subsection 42 of the Municipal Act R.S.O. 1990, Chapter M.45 provides authority for councils of all municipalities to pass by-laws for prohibiting, inter alia, bicycles and other vehicles and conveyances of every description, and whatever the motive power, or any particular kind or class of such vehicles or conveyances being upon, or being used, drawn, hauled or propelled along or upon, any sidewalk, pathway or footpath, used by or set apart for the use of pedestrians and forming part of any highway or bridge, boulevard or other means of public communication;

AND WHEREAS Council of The Corporation of the Town of New Tecumseth, in order to protect pedestrians in their lawful use of sidewalks, deems it necessary and expedient to prohibit bicycles, skateboards, rollerskates, rollerblades, scooters and any other similar vehicles on such sidewalks, pathways and footpaths within the Town of New Tecumseth;

NOW THEREFORE Council of The Corporation of the Town of New Tecumseth enacts as follows:

1. DEFINITIONS

1.1 In this by-law the following definitions shall apply:

- 1.1.1 "**Sidewalks**" means that portion of a highway as is set aside by the Town of New Tecumseth for the use of pedestrians;
- 1.1.2 "**Town**" shall mean The Corporation of the Town of New Tecumseth.
- 1.1.3 "**Vehicle**" includes a bicycle, skateboard, rollerskates, rollerblades, scooter and any other vehicle propelled or driven by wind, gravity or muscular power for the conveyance of a person or persons, but does not include a wheelchair or other vehicle used for the carriage of a person with a physical defect or disability or baby carriage, or baby stroller or wagon or tricycle.

2. GENERAL REGULATIONS

2.1 No person shall use, ride, or operate a vehicle on any part of the following sidewalks within the Town of New Tecumseth:

- 2.1.1 on Victoria Street, Alliston between Centre Street and Elizabeth Street;
- 2.1.2 on Church Street, Alliston between Dominion Street and Wellington Street;
- 2.1.3 on Paris Street, Alliston between Victoria Street and Wellington Street;

- 2.1.4 on Mill Street, Alliston between North parking lot and Victoria Street;
- 2.1.5 on Main Street, Beeton between Tecumseth Street and Centre Street;
- 2.1.6 on Queen Street, Tottenham between Eastern Avenue and Richmond Street.

3. PENALTY

- 3.1 That every person who contravenes any of the provisions 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.

4. VOLUNTARY PAYMENT

- 4.1 Notwithstanding all other provisions of this by-law in respect of penalties for violations, any person may, upon presentation of a violation tag issued alleging commission of such an offence under this by-law, pay out of Court at the Administration Centre of the Town of New Tecumseth, in person or by mail, within fifteen (15) days from the date of said tag, a penalty of a set fine of twenty-five dollars (\$25.00), and upon such payment no further proceedings shall be taken under this by-law in respect of the said offence alleged in the violation tag.

5. SEVERABILITY

- 5.1 Should any section, subsection, clause, paragraph or provision of this by-law, including any part of schedules be declared by a court of competent jurisdiction to be ultra vires, invalid or illegal for any reason, the same shall not affect the validity of the by-law as a whole.

6. CITING

- 6.1 That this by-law shall be cited as the "Bicycles On Sidewalks Prohibited By-law".

7. ENACTMENT

- 7.1 That this by-law shall come into force and take effect upon passing thereof.
- 7.2 That By-Law 93-138 is hereby repealed.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 19TH DAY OF AUGUST, 2002.

MAYOR

CLERK