

**THE CORPORATION OF THE
MUNICIPALITY OF ARRAN-ELDERSLIE**

BY-LAW NO. 11 – 2023

**BEING A BY-LAW DESIGNATING A COMMUNITY SAFETY ZONE FOR THE
DURATION OF THE TEESWATER BRIDGE REPLACEMENT PROJECT**

WHEREAS Section 11.2 of the *Municipal Act, 2001, S.O., c.25, as amended*, provides that a Council of a municipality may pass by-laws with respect to matters involving the health, safety and well-being of persons; and

WHEREAS Section 128 of the *Highway Traffic Act, R.S.O. 1990 c.H.8, as amended*, prescribes the rate of speed which a highway under the jurisdiction of a municipality shall be posted; and

WHEREAS Section 128 (2) of the *Highway Traffic Act, R.S.O. 1990 c.H.8, as amended*, provides that the council of a municipality may, for motor vehicles driven on a highway or portion of a highway under its jurisdiction, by by-law prescribe a rate of speed different from the rate set out in subsection (1) that is not greater than 100 kilometres per hour and may prescribe different rates of speed for different times of day; and

WHEREAS Section 128 (2) of the *Highway Traffic Act, R.S.O. 1990 c.H.8, as amended*, provides that a by-law passed under subsection (2) may designate an area in the municipality and prescribe a rate of speed, which must be less than 50 kilometres per hour, that applies to all highways within the designated area that, absent a by-law passed under subsection (2), would have a prescribed rate of speed of 50 kilometres per hour under clause (1) (a); and

WHEREAS Section 128 (6) of the *Highway Traffic Act, R.S.O. 1990 c.H.8, as amended*, provides that if the council of a municipality by by-law prescribes a lower rate of speed for motor vehicles passing over a bridge on a highway under its jurisdiction than is prescribed under subsection (1), signs indicating the maximum rate of speed shall be posted in a conspicuous place at each approach to the bridge.

WHEREAS Section 214.1 of the *Highway Traffic Act, R.S.O. 1990 c.H.8, as amended*, provides that a Council of a municipality may by by-law, designate a part of the highway under its jurisdiction as a Community Safety Zone, if in the Council's opinion public safety is of special concern on that part of the highway; and

WHEREAS Section 214.3 of the *Highway Traffic Act, R.S.O. 1990 c.H.8, as amended*, provides that a by-law or regulation designating a community safety zone shall specify the hours, days and months when the designation is in effect; and

WHEREAS Section 214.4 of the *Highway Traffic Act, R.S.O. 1990 c.H.8, as amended*, provides that the municipality shall ensure that signs denoting a community safety zone are erected in accordance with the regulations; and

WHEREAS the Council of the Corporation of the Municipality of Arran-Elderslie recognizes the potential public safety risks associated with the flow of traffic routed over the temporary bridge detour due to the on-going construction of the Teeswater River Bridge Replacement Project;

**NOW THEREFORE THE CORPORATION OF THE MUNICIPALITY OF ARRAN-
ELDERSLIE HEREBY ENACTS AS FOLLOWS:**

1. The speed limit for the portion of Church Street, Paisley from Queen Street North also know as Bruce Road 3, Paisley, through the detour route to the intersection of Goldie Street, Paisley is hereby reduced to 30 km/h.
2. That regulatory signs denoting the reduced speed limit shall be place in accordance with the legislated requirements of the *Highway Traffic Act, R.S.O 199 C.H.8, as amended*.
- 3.
4. THAT the reduced speed limit enacted by the passing of this by-law shall remain in effect until December 31, 2023.
5. THAT the following highways are hereby designated as a "Community Safety Zone":
 - a) Church Street, Paisley from Queen Street North also known as Bruce Road 3, Paisley, through the detour route to the intersection of Goldie Street, Paisley
6. THAT the regulations pertaining to the Community Safety Zone are in effect twenty-four (24) hours per day, seven (7) days per week, twelve (12) months per year.
7. THAT the Community Safety Zone designated by the passing of this by-law shall remain in effect until December 31, 2023.
8. THAT this By-law shall take effect when signs denoting the Community Safety Zone are erected in accordance with the *Highway Traffic Act, R.S.O. 1990 c.H.8, as amended*.
9. THAT every person who contravenes section 2 of this By-law is guilty of an offence and on conviction is liable to a fine as set out in the penalty provisions of Section 214.6 of the *Highway Traffic Act, R.S.O. 1990 c.H.8, as amended*
10. THAT this by-law remains separate and apart from all other designated Community Safety Zones and the provisions affecting all other Community Safety Zones remain in force and effect succeeding the expiring of this by-law.

READ a FIRST and SECOND time this 13th day of February, 2023.

READ a THIRD time and finally passed this 13th day of February, 2023.

Steve Hammell, Mayor

Christine Fraser-McDonald, Clerk