

B Y - L A W N U M B E R 9148

A BY-LAW TO REGULATE TRAFFIC WITHIN THE
LIMITS OF THE CITY OF WINDSOR

Passed the 28th day of September, 1987

WHEREAS pursuant to the provisions of paragraph 123 of Section 210 of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended from time to time, the Councils of local Municipalities may pass by-laws subject to The Highway Traffic Act, for prohibiting heavy traffic as defined in the by-law, and the use of traction engines and the driving of cattle, sheep, pigs and other animals during the whole or any part of the day or night, on certain highways and public places specified in the by-law, and for prohibiting traffic in any but one direction on highways that, in the opinion of the Council, are too narrow for the passing of one vehicle by another, or in which, in the opinion of the Council, it is desirable that traffic should be limited to one direction, and generally for the regulation of traffic on municipal highways; **(amended B/L 12597, June 10/96)**

AND WHEREAS pursuant to the provisions of Section 110 of the Highway Traffic Act, R.S.O. 1990, Chapter H.8, as amended from time to time (hereinafter called the "Highway Traffic Act", municipal corporations having jurisdiction over highways may, upon application in writing, grant permits for the moving of heavy vehicles, loads, objects or structures in excess of the dimensional limits set out in Section 109 or the weight limits set out in Part VIII, of the said Act, and may by by-law provide that such permits may be issued by an officer of the municipal corporation named therein; **(amended B/L 12597, June 10/96)**

AND WHEREAS pursuant to the provisions of subsection (2) of Section 123 of the Highway Traffic Act, municipal corporations having jurisdiction over bridges may by by-law approved by the Ministry of Transportation and Communications limit the gross vehicle weight of any vehicle or any class thereof passing over such bridges; **(amended B/L 12597, June 10/96)**

THEREFORE the Council of The Corporation of the City of Windsor enacts as follows:

PART I
INTERPRETATION

1. In this by-law-

- (a) **"Bicycle"** includes tricycles having a wheel or wheels of more than sixty centimetres (60 cm.) in diameter;
 - (a)(i) **"Bicycle Lane"** shall mean a dedicated portion of a road for bicycle use, which is designated by lane markings separating the portion of road used by motor vehicles from the portion used by bicycles; **(added B/L 403-2001, Nov.5/2001)**
- (b) **"Commercial Motor Vehicle"** means any motor vehicle having permanently attached thereto a truck or delivery body, and includes ambulances, hearses, casket wagons, fire apparatus, police patrols, motor buses, and tractors used for hauling purposes on the highway and any vehicle bearing commercial license plates;
- (ba) **"Community Safety Zones"** means a highway or part of highway that is identified by "Community Safety Zone" signs as prescribed in regulations under the *Highway Traffic Act*, R.S.O. 1990, c. H.8, as amended, and where public safety is of special concern and fines have been increased for certain traffic violations; **(added B/L 94-2000, Apr.3/2000, approved by MTO August 17/2000)**
- (c) **"Corporation"** shall mean The Corporation of the City of Windsor;
- (d) **"Council"** shall mean the Council of the Corporation;
- (e) **"Crosswalk"** shall mean 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 of the roadway or any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines or other markings on the surface;
- (f) **"Curb"** shall include the edge of the travelled portion of the highway;
- (g) **"Gross Weight"** shall mean the combined weight of the vehicle and load;
- (h) **"Highway"** includes a common and public highway, street, avenue, parkway, driveway, square, place, alley, bridge, viaduct or trestle designed and intended for or used by the general public for the passage of vehicles;
- (i) **"Intersection"** shall mean the area embraced within the prolongation or connection of the lateral curb lines or if none, then the lateral boundary lines of two or more highways which join one another at an angle, whether or not one highway crosses the other;
- (j) **"Motorcycle"** means a self-propelled vehicle having a seat or saddle for the use of the driver and designed to travel on not more than three (3) wheels in contact with the ground, and including a bicycle with a motor attached and a motor scooter;
- (k) **"Municipality"** shall mean the Municipality of the City of Windsor;
- (l) **"Operator"** shall mean any person who operates or who is in charge of a vehicle upon a highway;
- (m) **"Pedestrian"** includes a person with a physical disability requiring a personal mobility device and a child in a baby carriage. **(substituted B/L 11778, Mar.28/94);**
- (ma) **"Pedestrian Crossover"** means any portion of a roadway, as designated by this by-law at an intersection or elsewhere, distinctly indicated for pedestrian crossing by signs on the highway and lines or other markings on the surface of the roadway as prescribed by regulations passed pursuant to the Highway Traffic Act. **(added B/L 10103, Jan.29/90; amended B/L 12597, June 10/96)**
- (n) **"Police Officer"** shall mean a member of the Windsor Police Service of the City of Windsor;
- (n)(i) **"Registered Gross Weight"** shall mean the gross weight of the vehicle that is registered on the vehicle permit. **(added B/L 402-2001, Nov.5/2001)**
- (n)(ii) **Gross Vehicle Weight Rating"** shall mean the gross weight of the vehicle that is listed on the manufacturers sticker adhered to a vehicle's door or body.**(added B/L 15-2009, Jan.26/09)**

- (na) **"Skateboard"** shall mean a board with rollers or wheels attached thereto and operated without a steering device and by balancing upon such board and shall include articles known as surf boards or surfing boards. **(added B/L 9965, Oct. 2/89)**
- (nb) **"Power Assisted Bicycle (e-bike)"** shall mean a power assisted bicycle as defined by the Highway Traffic Act, R.S.O. 1990, cH-8 as amended. **(ADDED B/L 135-2012 OCT 1/12)**
- (o) **"Stop (when required)"** shall mean a complete cessation of movement;
- (o)1 **"School Zone"** shall mean a portion of a Highway that adjoins the entrance to or exit from a school and that is within 150 metres along the Highway in either direction beyond the limits of the land used for the purposes of the school and that has been designated by the Corporation pursuant to Section 128(5) of the **Highway Traffic Act, R.S.O. Chapter H.8 (ADDED B/L 183-2016 DEC 12/16)**
- (p) **"Stop or Stopping (when prohibited)"** shall mean the coming to rest of a vehicle, except when necessary to avoid conflict with other traffic, or in compliance with the direction of a police officer or traffic control signal or traffic sign;
- (q) **"Traffic"** shall include pedestrians, ridden or herded animals, vehicles and other conveyances either singly or together while using any highway for the purposes of travel;
- (r) **"Traffic Control Device"** means any sign, or roadway, curb or sidewalk marking, or other device erected or placed under the authority of the Council for the purpose of guiding or directing traffic;
- (s) **"Trailer"** means any vehicle that is at any time drawn upon the highway by a motor vehicle, except an implement of husbandry and other motor vehicles, and any device or apparatus that is not designed to transport persons or property temporarily drawn, propelled or moved upon such highway, and except a sidecar attached to a motorcycle, and shall be considered a separate vehicle and not part of the motor vehicle by which it is drawn;
- (t) **"U-Turn"** means a turning of a vehicle within a highway so as to proceed in the opposite direction;
- (u) **"Vehicle"** includes a motor vehicle, trailer, traction engine, farm tractor, road building machine and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but not including the cars of electric or steam railways running only upon rails;
- (v) **"Cul-de-sac"** shall mean that part of a highway open at one end only, with special provisions for turning around by a vehicle;
- (w) **"Unauthorized Motor Vehicle"** means a vehicle that does not have affixed thereto a current permit issued under the provisions of this by-law.
- (x) **"Wheelchair"** means a chair mounted on wheels driven by muscular or any other kind of power used for the carriage of a person who has a physical disability or requires mobility assistance. ("fauteuil roulant") **(added B/L 60-2005, March 21/05)**

2. Where any expression of time occurs or any hour or other period of time is stated, the time referred to shall be standard time or Daylight Saving time, whichever shall be proclaimed to be in effect in the Municipality.

PART II OBEDIENCE TO POLICE OFFICERS

3. In the event of highway construction, repairs, or maintenance, erection or placement of traffic control devices, or in the event of a fire or other emergency, or during a parade or other concourse of traffic, traffic may be directed by any police officer or by signs erected or placed at the direction of the Chief of Police of the City of Windsor as conditions require, and it shall be a violation of this by-law for any person to disobey or refuse to comply with the orders, signal or direction of such police officer or such sign.

PART III

TRAFFIC SIGNS, PAVEMENT MARKINGS AND SIGNALS
(amended B/L 99-2002, Apr.2/2002)

4. (1) The Executive Director of Operations of the Corporation (or his designate) is hereby authorized to place or erect, and to maintain such signs and pavement markings as may be necessary to give effect to the provisions of this by law, or as are required to warn or guide traffic for the safety or convenience of the public. (amended B/L 99-2002, Apr.2/2002)

(2) (a) The Executive Director of Operations of the Corporation (or his designate) is hereby designated to approve the erection or installation of all traffic signal systems or traffic control signals used in conjunction with a traffic control signal system, provided, however, that approval must be obtained from the Minister or an official of the Ministry of Transportation Ontario authorized by the Minister to grant such approval where said works are erected or installed on a highway designated as a connecting link under subsection 21(1) of the Public Transportation and Highway Improvement Act.

(b) No person shall erect or install a traffic control signal used in conjunction with a traffic control system without approval from the Executive Director of Operations (or his designate). (substituted B/L 12987, June 16/97)

5. No person shall place, maintain or display upon or in view of any road any sign, signal, marking or device which purports to be or is an imitation of or resembles any traffic control device or which conceals from view or interferes with the effectiveness of any traffic control device

6. No person shall wilfully or deliberately move, alter, deface or otherwise interfere with any traffic control device erected or placed pursuant to the provisions of this by-law.

PART IV
DRIVING RULES

7. (1) (a) No operator of a vehicle shall permit such vehicle to remain upon or be driven upon or along any street so as to block or obstruct traffic.

(b) No operator of a vehicle shall permit such vehicle to be so overloaded that the horse or horses or motor power shall be unable to move it at a reasonable rate of speed.

(2) Whenever a vehicle becomes stalled or for any reason cannot be moved by its ordinary motive power, and in consequence thereof a street is obstructed, the owner or operator of such vehicle shall cause the prompt removal thereof by towing or otherwise.

(3) No person shall drive any vehicle into or out of any alley, lot, stable, garage or driveway unless he first gives a warning signal.

(4) (a) No vehicle shall be reversed or backed unless the operator thereof has first ascertained by observation that such movement may be safely made.

(b) (i) No vehicle shall be reversed or backed without the operator thereof first having given an unmistakable warning signal to pedestrians and approaching vehicles.

(ii) In no case shall a vehicle be reversed or backed around a corner at an intersection unless preceded by an operator's helper to observe that such movement may be made safely.

(5) (a) No operator of a vehicle shall drive such vehicle on, over or across any fire hose laid on any street unless directed so to do by the person in charge of such a hose, or by a police officer.

(b) (i) Any member of the Fire and Rescue Service may in the course of duty direct traffic on any street.

(ii) No person shall disobey the directions of any such member of such Fire and Rescue Service.

(6) Unless otherwise directed by a police officer, no person shall drive a vehicle on any portion of a street which is barricaded or otherwise indicated to be closed to traffic for the time being.

(7) No operator of a vehicle shall make a U-turn on any street, except where there is a middle boulevard or median dividing the roadway, and a turn is made at a crossing of such boulevard or median provided for vehicles, and without contravening any of the provisions of this by-law.

- (8) (a) No person shall drive a vehicle upon a sidewalk or footpath on a street except for the purpose of directly crossing the sidewalk or footpath, where such crossing is permitted.
- (b) No person shall drive a vehicle over a raised curb except at a place where there is a ramp, without the consent of the Corporation.

PART V
GENERAL RULES

8. (a) No person shall ride or drive any horse or horses upon a sidewalk within the Municipality unless the permission in writing of the Executive Director of Operations of the Corporation shall have been first obtained.
- (b) No person shall drive any cattle, sheep, pigs or other animals on any highway or sidewalk within the Municipality unless permission in writing of the Executive Director of Operations of the Corporation shall first have been obtained. **(substituted B/L 12987, June 16/97)**
9. No person shall operate slow moving construction or farming equipment, a horse, a vehicle drawn by a horse, a motorcycle having a cylinder swept volume of 50 cubic centimeters or less, a motorcycle driven by electricity stored in the vehicle, a motor assisted bicycle or a wheelchair on any portion of the E. C. Row Expressway or Dougall Parkway (between Howard Avenue and Sixth Concession Road) with the exception of those vehicles used in the maintenance of the Expressway. **(substituted B/L 12987, June 16/97; amended B/L 11-1999, Jan.18/99)**
10. No person shall permit any animal or fowl to run at large on any highway.
11. No vehicle shall be drawn, hauled, driven, propelled or be used on, over, or along any boulevard, sidewalk, pathway or footpath used by or set aside for the use of pedestrians and forming part of any highway, or being in or upon any park, park lot, boulevard, garden or other place set apart for ornamental embellishment or public recreation within the Municipality; provided, however, it shall not be an offence under this section for a vehicle to cross over any such sidewalk, pathway or footpath where they intersect any alley, main road or driveway, or for a vehicle to be drawn, hauled, driven, propelled or used on, over or along that part of any park upon which vehicular traffic is permitted. *If compliance would be impracticable Section 11 does not apply to the following vehicles:*
- A) *Ambulances, Police or Fire service vehicles actively engaged in the line of duty, including authorized vehicles responding to emergencies.*
 - B) *Vehicles actually and actively engaged in works undertaken for or on behalf of,*
 - 1) *The City of Windsor, or Transit Windsor*
 - 2) *A public utility, including utilities providing telecommunications, energy, or water supply.*
- Operators of the above mentioned exempt vehicles shall, be cognizant of the safety of pedestrians and other users of the sidewalks or pathways and operate the vehicle in a safe manner. (added B/L 186-2008, Oct.21/08)*
- 11(a). A wheelchair, as defined in Part I, shall be allowed to utilize any City sidewalk for its' intended use in assisting a person who has a physical disability or requires mobility assistance. Those utilizing a wheelchair shall be cognizant of the safety of pedestrians and other users of sidewalks, and operate the wheelchair in a safe manner. **(added B/L 60-2005, March 21/05)**
12. No person shall obstruct, encumber, injure or foul any highway or portion thereof.
13. No person shall erect or maintain any fence on any highway and no firewood or other thing calculated to obstruct any highway, or to obstruct or interfere with public travel thereon shall be placed or deposited thereon.
14. No person shall ride in or on or operate, and no person shall permit any person to ride in or on any motor vehicle while standing or sitting on the running boards thereof, or on any portion of the vehicle not designed for the carrying of passengers or merchandise.
15. No person shall coast or slide by the use of any hand-sleigh or any tobaggan on any street.
16. No person shall intersect a funeral cortege or other procession without the permission and direction or a police officer or other person in charge of such procession.
17. (1) The provisions of this by-law regulating the stopping of vehicles shall not apply to the Fire and Rescue or Windsor Police Service vehicles, or to any ambulance while it is responding to a call, but this exemption shall not excuse a driver of any such vehicle from exercising due and proper care for the safety of other traffic.
17. (2) The operator of every such vehicle while responding to an emergency call shall

sound or cause to be sounded continuously his siren, exhaust, whistle or bell attached to such vehicle.

PART VI
PEDESTRIAN RIGHTS AND DUTIES

18. (1) No pedestrian shall cross diagonally any street or intersection.
- (2) Every pedestrian shall keep to the right when walking on sidewalks.
19. No pedestrian shall proceed over or under a barrier permanently installed at a safety zone or on a sidewalk.
20. No person shall play or take part in any game or sport upon a highway.
21. ~~No person shall use any toy, wagon, coaster, tricycle, or roller skates upon a highway other than a sidewalk or on a footpath otherwise reserved for pedestrians. (substituted B/L 9965, Oct. 2/89; amended B/L 10242, Apr. 30/90)(DELETED B/L 4-2015 JAN 5/15)~~

No person shall use any wagon, coaster, tricycle or roller blades upon a highway where sidewalks exist **(ADDED B/L 4-2015 JAN 5/15)**

- 21a. No person shall use a skateboard on:
- (i) the roadways and sidewalks in the area lying between Erie Street and the Detroit River and lying between Pelissier Street and Goyeau Street; and **(amended B/L 12717, Oct. 21/96)**
- (ii) the Expressways, Class I Arterials, Class II Arterials, Scenic Parkway and Class I Collectors as set out in Schedule "O" to this by-law. **(added B/L 9965, Oct. 2/89; amended B/L 10242, Apr. 30/90; amended B/L 12987, June 16/97)**
- 21(b). Pedestrians are prohibited from using any part of the E. C. Row Expressway or Dougall Parkway (between Roseland Drive East and Sixth Concession Road) save and except when such person is engaged in Police duties, highway maintenance, highway construction or an emergency. **(added B/L 10325, June 18, 1990; deleted B/L 12286, Aug. 14/95; added B/L 12987, June 16/97; amended B/L 11-1999, Jan. 18/99)**

PART VII
REGULATIONS RE BICYCLES (DELETED B/L 4-2015)

REGULATIONS RE-BICYCLES AND/OR POWER ASSISTED BICYCLES (E-BIKES) (ADDED B/L 4-2015 JAN 5/15)

22. ~~(1) A person operating a bicycle upon a highway shall ride as near the righthand side of the highway as practicable, and shall exercise due care when passing a standing vehicle or one proceeding in the same direction. (DELETED B/L 4-2015 JAN 5/15)~~
- (1) A person operating a bicycle or power assisted bicycle (e-bike) upon a highway shall ride as near the righthand side of the highway as practical, and shall exercise due care when a standing vehicle or one proceeding in the same direction **(ADDED B/L 4-2015 JAN 5/15)**
- ~~(2) Persons operating bicycles upon a highway shall ride in single file, except when passing another vehicle. (DELETED B/L 4-2015 JAN 5/15)~~
- (2) Persons operating bicycles or power assisted bicycles (e-bikes) upon a highway shall ride in a single file, except when passing another vehicle **(ADDED B/L 4-2015 JAN 5/15)**
23. ~~No person operating a bicycle shall carry any package, bundle or article which prevents the rider from keeping both hands on the handlebars. (DELETED B/L 4-2015 JAN 5/15)~~
23. No person operating a bicycle or power assisted bicycle (e-bike) shall carry any package, bundle or article which prevents the rider from keeping both hands on the handle bars **(ADDED B/L 4-2015 JAN 5/15)**
24. ~~No person shall park a bicycle on a road except in such a manner as to cause the least possible obstruction to pedestrians or vehicular traffic. (DELETED B/L 4-2015 JAN 5/15)~~
24. No person shall park a bicycle or power assisted bicycle (e-bike) on a road except in a manner as to cause the least possible obstruction to pedestrians or vehicular traffic **(ADDED B/L 4-2015 JAN 5/15)**

25. ~~(1) No person shall ride a bicycle with a wheel or wheels more than sixty centimetres (60 cm.) in diameter upon a sidewalk. (deleted B/L 135-2012 Oct 1/12)~~
- (1) No person shall ride a bicycle with a wheel or wheels more than sixty centimetres (60 cm) in diameter or a Power Assisted Bicycle (e-bike) upon a sidewalk (ADDED B/L 135-2012 OCT 1/12)
- ~~(2) No person shall operate a bicycle on the E. C. Row Expressway or Dougall Parkway (between Roseland Drive East and Sixth Concession Road). (substituted B/L 12987, June 16/97; amended B/L 11-1999, Jan.18/99)(DELETED B/L 135-2012 OCT 1/12)~~
- (2) No person shall operate a bicycle or a Power Assisted Bicycle (e-bike) on the E. C. Row Expressway or Dougall Parkway (between Roseland Drive East and Sixth Concession Road (ADDED B/L 135-2012 OCT 1/12)
- (3) No person shall operate a Power Assisted Bicycle (e-bike) on a pathway shared by pedestrians and bicycles or on a pedestrian trail. (ADDED B/L 64-2013 MAY 6/13)
- A. ~~The highways set out in column 1 of Schedule "R" hereof, between the limits set out in Column 2 of Schedule "R" hereof are hereby designated as "Bicycle Lanes" and are solely for the use of bicycles. (added B/L 403-2001, Nov./2001)(DELETED B/L 4-2015 JAN 5/15)~~
- B. i. ~~Subject to section 25 C., no person shall operate a vehicle other than a bicycle in any lane or portion of a lane designated under Schedule "R" except:(DELETED B/L 135-2012 OCT 1/12)~~
- Subject to section 25C no person shall operate a vehicle other than a bicycle or a Power Assisted Bicycle (e bike) in any lane or portion of a lane designated under Schedule "R" except: (ADDED B/L 135-2012 OCT 1/12)(DELETED B/L 4-2015 JAN 5/15)
- Subject to section 25c no person shall operate a vehicle other than a bicycle or a power assisted bicycle (e-bike) in any lane or portion of a bicycle lane when properly worded or marked signs have been erected and are on display except: (ADDED B/L 4-2015 JAN 5/15)
- (1) For the purpose of ingress to or egress from a private lane or driveway adjacent to the designated lane;
- (2) For the purpose of making a turn at a highway intersecting the designated lane;
- (3) For the purpose of entering or exiting a curb lane used for parking;
- (4) For the purpose of actually being engaged in the loading or unloading of disabled persons as defined in the Highway Traffic Act and its regulations; or
- (5) For the purpose of a school bus actively engaged in the picking up or dropping off school children.
- ii. A person operating a vehicle in a designated lane for the purposes set out in Subsection I (1), (2), (3) and (4) shall not operate the vehicle in the lane for a distance exceeding forty-five (45) metres. (added B/L 403-2001, Nov./2001)
- C. ~~Section 25 B. does not apply to the following vehicles which are driven or stopped in any lane or portion of a lane designated under Schedule "R":(DELETED B/L 4-2015 JAN 5/15)~~
- Section 25B does not apply to the following vehicles which are driven or stopped in any lane or portion of a bicycle lane when properly worded or marked signs have been erected and are on display (ADDED B/L 4-2015 JAN 5/15)
- i. Emergency vehicles, being vehicles operated to assist in fire fighting and fire prevention, ambulances, and vehicles operated by the Windsor Police Service.
- ii. Public transit motor vehicles owned and operated by the Transit Windsor as part of its regular public transportation service.
- iii. Vehicles actually engaged in works, undertaken for or on behalf of The Corporation of the City of Windsor, Transit Windsor or a public utility, including utilities providing telephone, natural gas or cable television services. (added B/L 403-2001, Nov./2001)

PART VIII
TRAFFIC MOVEMENTS

26. (1) The highways set out in Column 1 of Schedule "A" hereof, between the limits set out in Column 2 of Schedule "A" hereof, are hereby designated as "THROUGH HIGHWAYS". (substituted B/L 11189, Oct.19/92)

26. (2) The designation in subsection 1 of this section, of a highway or part of a highway as a THROUGH HIGHWAY, shall not include any intersection where the highway intersected is a King's Highway or where traffic control signals are installed. **(substituted B/L 11189, Oct.19/92)**
27. The intersections set out in Column 1 of Schedule "B" hereof, are designated as intersections where STOP SIGNS shall be erected at the locations shown in Column 2 of Schedule "B" hereof. **(substituted B/L 11189, Oct.19/92)**
28. The intersections set out in Column 1 of Schedule "C" hereof, are designated as intersections where YIELD SIGNS shall be erected at the locations shown in Column 2 of Schedule "C" hereof. **(substituted B/L 11189, Oct.19/92)**
29. The portions of highways set out in Column 1 of Schedule "D" hereof, at the locations named in Column 2 of Schedule "D" hereof, are designated as PEDESTRIAN CROSSEVERS. **(substituted B/L 11189, Oct.19/92)**
30. Where properly worded or marked signs have been erected and are on display, the highways set out in Schedule "E" hereof are hereby designated as "ONE WAY STREETS".
31. When properly worded or marked signs have been erected and are on display, no operator of a vehicle, other than of a bus of a public transportation system, while proceeding in the direction or directions on the highways or at the intersections set out in Schedule "F" hereof shall effect the turns prohibited therein during the times stated.
32. When properly worded or marked signs have been erected and are on display, the operator of a vehicle, other than of a bus of a public transportation system, while proceeding in the direction or directions on the highways or at intersections set out in Schedule "G" hereof shall effect the turns permitted therein during the time stated.
- 32A. That parts of the highway set out in column 1 of Schedule "D" at the intersection or location set out in column 2 of the said Schedule are hereby designated as Pedestrian Crossovers. **(added B/L 10103, Jan. 29/90; amended B/L 11658, Dec.6/93)**

PART IX
TRUCK ROUTES

33. (1) The highways set out in Schedule "H" to this by-law are hereby designated as "TRUCK ROUTES".
- (2) When properly worded or marked signs have been erected and are on display, no vehicle having a gross vehicle weight rating or registered gross weight of four thousand five hundred kilograms (4,500 kg.) or more shall be operated on any highway in the City of Windsor other than the highways set out in Schedule "H" hereof, provided however – **(amended B/L 402-2001, Nov.5/2001)(deleted and replaced B/L 15-2009, Jan.26/09)**
- (a) that any commercial vehicle may be operated on any highway in the City of Windsor for the purpose of delivering or receiving, loading or unloading of goods, wares or merchandise, or in proceeding to or from a garage or other premise for the housing or repair of such motor vehicle and provided that -
- (i) such deviation shall be made at a point on one of the said truck routes nearest by road where the service is performed, and -
- (ii) on completion of the conduct of such business, such vehicle shall return by the shortest route to the nearest established truck route.
- (b) Such vehicles shall not be parked at any time on any highway or portion of highway other than the highways set out in Schedule "H" to this by-law.
- (3) The provisions of sub-section 2 of this section shall not apply to vehicles owned by the Corporation or to emergency vehicles, vehicles of a public transit system or to coal and oil trucks on delivery, or to a privately-owned commercial vehicle proceeding to and from the residence of the owner. **(substituted B/L 10790, Sept. 9/91)**
- (4) (a) When authorized Signs have been erected and are on display, the provisions of Subsections 1, 2, 3 and 4 of Section 122 of the *Highway Traffic Act*, R.S.O. 1990, c. H.8, as amended from time to time, apply to the Highways named in Column 1 of Schedule "S" to this by-law, from the location or Highway named and/or described in Column 3 of the said Schedule, for the

period from the 1st day of March to the 30th day of April, both dates inclusive, in each and every year.

(b) If deemed necessary by the Executive Director of Operations, or any successor thereof, the period of the load restriction in Section 33(4)(a) may be extended to commence from the 1st day of February. **(Section 4(a) and (b) added B/L 347-2003, Oct. 20/03)**

- 33(4)(a) When authorized signs have been erected and are on display, the provisions of Subsections 1,2,3 and 4 of Section 122 of The Highway Traffic Act, R.S.O. 1990, c.H8 as amended from time to time, apply to the Highways named in Column 1 of Schedule "S" to this by-law, from the location or Highway named and/or described in Column 3 of the said Schedule, for the period from the 1st day of March to the 30th day of April, both dates inclusive, each and every year **(ADDED B/L 2-2014 JANUARY 6, 2014)**
34. (1) **(repealed B/L 11574, Sept. 20/93)**
- (2) **(substituted B/L 9475, Aug. 2/88; repealed B/L 12149, Mar. 20/95)**
- (3) The provisions of Sub-section (2) of this section shall not apply to vehicles owned by the Corporation or Transit Windsor.
- (4) **(added B/L 9540, Sept. 26/88; deleted B/L 402-2001, Nov.5/2001)**
- (5) **(added B/L 9669, Jan. 23/89; repealed B/L 11658, Dec.6/93)**

PART X
SPEED ZONES

35. No person shall drive a vehicle at a rate of speed greater than,
- (1) Twenty (20) kilometres per hour on the streets or portions of the street hereinafter set out in Schedule "I" hereof pursuant to the powers granted to the Council by Section 128(4) of the *Highway Traffic Act, R.S.O. 1990, Chapter H.8.* **(substituted B/L 12589, June 3, 1996)**
- (2) Thirty (30) kilometres per hour on the streets or portions of the streets set out in Schedule "N" hereof pursuant to the powers granted to the Council by Section 128(4) of *the Highway Traffic Act, R.S.O. 1990, Chapter H.8.* **(repealed B/L 11658, Dec.6/93; inserted B/L 12589, June 3/96)**
- (3) Forty (40) kilometres per hour on the streets or portions of streets set out in Schedule "J" hereof pursuant to the powers granted to the Council by Section 128(2) and (3) of the *Highway Traffic Act, R.S.O. 1990, Chapter H.8.* **(substituted B/L 12589, June 3, 1996)**
- (4) Sixty (60) kilometres per hour on the streets or portions of streets set out in Schedule "K" hereof pursuant to the powers granted to the Council by Section 128(2) and (3) of the *Highway Traffic Act, R.S.O. 1990, Chapter H.8.* **(substituted B/L 12589, June 3, 1996)**
- (5) Seventy (70) kilometres per hour on the streets or portions of streets set out in Schedule "L" hereof pursuant to the powers granted to the Council by Section 128(2) and (3) of the *Highway Traffic Act, R.S.O. 1990, Chapter H.8.* **(substituted B/L 12589, June 3, 1996)**
- (6) Eighty (80) kilometres per hour on the streets or portions of streets set out in Schedule "M" hereof pursuant to the powers granted to the Council by Section 128(2) and (3) of the *Highway Traffic Act, R.S.O. 1990, Chapter H.8.* **(substituted B/L 12589, June 3, 1996)**
- (7) One Hundred (100) kilometres per hour on the streets set out in Schedule "P" hereof pursuant to the powers granted to Council by Section 128(2) and (3) of the *Highway Traffic Act, R.S.O. 1990, Chapter H.8.* **(substituted B/L 12987, June 16/97)**
- (8) Fifty (50) kilometres per hour on any street other than on those streets as set out in accordance with the provisions of subsections (1), (2), (3), (4), (5), (6) or (7). *Highway Traffic Act, R.S.O. 1990, Chapter H.8.* **(added B/L 12987, June 16/97)**

36. 1. The streets or portion of street set out in Schedule "T" hereof are designated as School zones (**ADDED B/L 183-2016 DEC 12/16**)
2. Notwithstanding section 35, on the streets or portions of streets set out in Schedule "T" hereof, no person shall drive a vehicle at a rate of speed greater than that specified therein during the times specified therein pursuant to the powers granted to the Council by Section 128(5) of the *Highway Traffic Act, R.S.O. 1990 Chapter H.8.* (**ADDED B/L 183-2016 DEC 12/16**)

PART XI
PERMITS

- 37.. (1) The Executive Director of Operations of the Corporation is hereby appointed and authorized to issue on behalf of the Corporation permits under Section 110 of the Highway Traffic Act with full power and authority to grant or refuse any such permit to the extent which the Corporation has now or may have under the said Section or any amendment. (**amended B/L 12597, June 10/96**)
- (2) A permit granted under this Section may be general or may limit the time and particular highway which may be used, and may contain any special conditions which are deemed necessary by the said Executive Director of Operations for the protection of the said highway from injury, and he may require a bond sufficient to defray the expense of repairing any possible damage to the said highway resulting from its use as set out in the said permit.
- (3) No person shall move or cause to be moved on any highway within the municipality any heavy vehicle, load, object or structure in excess of the dimensional limits set out in Section 109, or the weight limits set out in Part VIII of The Highway Traffic Act, as amended, unless he shall have first obtained a permit under this section so to do. (**amended B/L 12597, June 10/96**)

PART XII
APPLICATION AND ADMINISTRATION

38. This by-law applies only to highways under the jurisdiction of The Corporation of the City of Windsor.

38(a)The Executive Director of Operations (or designate) is hereby authorized to designate a highway under the jurisdiction of the City of Windsor as a construction zone and to designate speed limits for construction zones (**ADDED B/L 84-2013 JUNE 4/13**)

39. Schedules "A" to "S" inclusive, annexed hereto, shall form part of this By-law and each entry in a column of such Schedule shall be read in conjunction with the entry or entries across therefrom and not otherwise. (**amended B/L 10242, Apr.30/90; amended B/L 12987, June 16/97; amended B/L 403-2001, Nov.5/2001**)(**deleted & added B/L 8-2006, Jan.30/06**)

40. Members of the Windsor Police Service of the City of Windsor shall have the duty of enforcing the provisions of this by-law.

40a. Every person who contravenes any of the provisions of this by-law is guilty of an offence and on conviction, where a penalty for the contravention is not otherwise provided for herein, is liable to a fine of not more than **One Thousand Dollars (\$1,000.00)**, exclusive of costs, and every such penalty shall be recoverable under the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as may be amended from time to time. (**B/L 9965, Oct. 2/89; B/L 10800, Sept.30/91; B/L 12597, June 10/96**)

40b. Every person who contravenes Section 21a of this by-law is liable to a fine of not more than **Twenty Dollars (\$20.00)**, exclusive of costs, and every such penalty shall be recoverable under the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as may be amended from time to time. (**added B/L 9965, Oct. 2/89; amended B/L 12597, June 10/96**)

41. That By-law Number 6683 be and the same is hereby repealed.

42. That this by-law shall come into force and effect on the 1st day of October, 1987.

"D. A. Burr"
MAYOR

"Thomas Lynd"
CLERK

First Reading - September 28, 1987
Second Reading- September 28, 1987

Third Reading - September 28, 1987