

TOWN OF CRESTON

**Consolidated to
December 13, 2011**

BYLAW NO. 1097

A bylaw pursuant to Section 928 of the *Municipal Act* to establish and operate Parking Lots in the Town of Creston.

The Council of the Town of Creston, in open meeting assembled, enacts as follows:

1. Citation

This bylaw may be cited as for all intents and purposes as the "Parking Lot Bylaw No. 1097, 1988".

2. Establishment and Designation

- (a) The area outlined on the map attached hereto as Schedule "A" is hereby designated as the Cook Street Parking Lot.
- (b) The area outlined on the map attached hereto as Schedule "B" is hereby designated as the Fire Hall Parking Lot.
- (c) The area outlined on the map attached hereto as Schedule "C" is hereby designated as the 11th Avenue North Parking Lot. **BL#1310**

3. Definitions

- (a) "Meter Inspector" means that person so appointed by the Council of the Town of Creston.
- (b) "Parking Space" means a space designated and delineated for use as a place to park a vehicle.
- (c) "Bylaw Enforcement Officer" means that person so appointed by the Town of Creston. **BL#1369**
- (d) "Fee" and "fees" means the fees and charges prescribed by the *Fees and Charges Bylaw*. **BL#1764**
- (e) "Fees and Charges Bylaw" means the Fees and Charges Bylaw in force from time to time and adopted by the Council under section 194 of the *Community Charter* or similar successor legislation. **BL#1764**

4. Public Parking

- (a) The following Parking Lots shall be used for public parking:

- (i) Lot I of the Cook Street Parking Lot.

Notwithstanding this, the Council may at any time, by resolution, designate certain spaces to be available for rent.

- (b) The maximum time period in which a vehicle shall remain in any one parking space is two (2) hours.
 - (c) The Meter Inspector or Bylaw Enforcement Officer is empowered to place a Ticket on any vehicle which he has deemed to have been parked in any parking space for a time period in excess of two (2) hours. **BL#1369**

- (d) In the event that a vehicle remains in a parking space for a period in excess of Two (2) hours, the Bylaw Enforcement Officer may place a Ticket on the vehicle and cause the vehicle to be impounded and towed away. The owner of the vehicle shall be responsible for any towing, storage, or other charges associated with this action. **BL#1369**

5. Rental Parking

- (a) Spaces in the following Parking Lots shall be available for rent in accordance with the conditions set out in this Section:
- (i) Spaces No. 81 through 86 in Parking Lot I of the Cook Street Parking Lot;
 - (ii) Lot II of the Cook Street Parking Lot;
 - (iii) the Fire Hall Parking Lot;
 - (iv) the 11th Avenue North Parking Lot, with the exception of six (6) spaces in the northern area which shall be reserved for municipal staff parking. **BL#1310**
- (b) Every person who pays the rental charge set out in subsection (c) shall be entitled to the exclusive use of a specific parking space during the hours of 8:30 a.m. to 5:00 p.m., Mondays through Saturdays. **BL#1354**
- (c) A rental fee is prescribed in the Fees and Charges Bylaw. **BL#1764**
- (d) Any person who parks in a space contrary to the provisions of this Section is deemed to be in violation of this bylaw, and the Meter Inspector or Bylaw Enforcement Officer is empowered to place a ticket on the vehicle so parked. **BL#1369**
- (e) In the event that any person parks a vehicle in a space rented to any other person, the Town may, on complaint of the renter, cause the vehicle to be towed away. The owner of that vehicle shall be responsible for any towing, storage, or other charges related to such action.

6. Tickets and Fines

- (a) Every person who violates a provision of this bylaw, or who consents, allows or permits an act or thing to be done in violation of a provision of this bylaw, or who neglects or refrains from doing anything required by a provision of this bylaw, is guilty of an offence and is liable, upon summary conviction, to a fine not exceeding \$10,000 and not less than \$2,500, and is guilty of a separate offence each day that a violation continues or exists. **BL#1773**

READ A FIRST time this 4th day of July, 1988.

READ A SECOND time this 4th day of July, 1988

READ A THIRD TIME this 4th day of July, 1988.

ADOPTED this 18th day of July, 1988.

“Lela Irvine”

Mayor

“Wm F. Hutchinson”

Director of Corporate Administration Services

INDEX OF AMENDING BYLAWS

Bylaw 1310.....	Adopted October 3, 1994
Bylaw 1354.....	Adopted March 4, 1996
Bylaw 1369.....	Adopted July 15, 1996
Bylaw 1764.....	Adopted December 13, 2011
Bylaw 1773.....	Adopted December 13, 2011

NOTE TO USERS

"WHEREAS each bylaw consolidation shall be proof, in the absence of evidence to the contrary, of the original bylaw, of all bylaws amending it and of the fact of passage of the original and all amending bylaws", pursuant to 'Authority to Consolidate Municipal Bylaws No. 1533', which was adopted on the 11th day of June, 2001.