

Village of New Maryland
Traffic and Parking By-Law
By-law No. 63

TABLE OF CONTENTS

TABLE OF CONTENTS		i
1.0	CITATION	1
2.0	DEFINITIONS	1
3.0	GENERAL STOPPING AND PARKING	2
4.0	EXCEPTIONS TO PARKING REGULATIONS	2
5.0	WINTER TIRES	2
6.0	SPEED LIMITS	2
7.0	TRUCK ROUTES	3
8.0	ENFORCEMENT	3
9.0	PENALTIES	3
10.0	VOLUNTARY PAYMENT OF PENALTIES	3
11.0	PARTIAL INVALIDITY OF BY-LAW	3
12.0	REPEAL AND TRANSITION	4
SCHEDULE 'A'	MUNICIPAL BY-LAW INFRACTIONS NOTICE	
SCHEDULE 'B'	STOP SIGNS	
SCHEDULE 'C'	YIELD RIGHT-OF-WAY SIGNS	
SCHEDULE 'D'	NO PARKING ZONES	
SCHEDULE 'E'	FIRE ZONES	
SCHEDULE 'F'	LARK STREET NO PARKING ZONE	
SCHEDULE 'G'	SPRUCEWOOD AND CLOVER STREET NO PARKING ZONE	
SCHEDULE 'H'	NEW MARYLAND CENTRE NO PARKING ZONE	
SCHEDULE 'I'	NEW MARYLAND ELEMENTARY SCHOOL FIRE LANE/NO PARKING ZONE	
SCHEDULE 'J'	KERRY LANE NO PARKING ZONE	

BY-LAW NO. 63
A BY-LAW TO REGULATE TRAFFIC AND PARKING
IN THE VILLAGE OF NEW MARYLAND

BE IT ENACTED by the Council of the Village of New Maryland under the authority vested in it by the *Municipalities Act*, R.S.N.B. 1973, c. M-22; and the *Motor Vehicle Act*, R.S.N.B. 1973, c. M-17, as follows:

1.0 CITATION

This By-law may be cited as "Traffic and Parking By-law".

2.0 DEFINITIONS

2.01 Words defined in Section 1 of the *Motor Vehicle Act*, R.S.N.B. 1973, c. M-17 shall have the same meaning when used in this By-law unless otherwise defined in Section 2.02 of this By-law.

2.02 In this By-law:

"By-Law Enforcement Officer" means a person appointed by resolution of Council to enforce the By-laws of the Village of New Maryland;

"fire zone" means that portion of a highway designated as such by a traffic control device bearing the words "fire zone" or "fire lane", and established for free access of fire department emergency vehicles;

"handicap zone" means that portion of a highway designated by a traffic control device for the exclusive use of a disabled person;

"hazardous material" means all goods listed in the North American Emergency Response Guidebook, published by Transport Dangerous Goods Directorate of Transport Canada;

"Municipal By-law Infractions Notice" means a document providing notification that the provisions of this By-law have been violated;

"Municipality" means the Village of New Maryland;

"Winter Traction Tires" means:

- (a) tires with treads designed specifically to provide more effective traction on streets during snow and ice conditions which includes All Season Radial tires;
- (b) tires equipped with tire chains made of iron or steel links or studs or other material designed to fit and fasten over motor vehicle tires providing effective traction on streets during snow and ice conditions;

"Winter Period" means the period between the 1st day of November in any year up to and including the 31st day of March in the following year.

Village of New Maryland
By-law No. 63

3.0 GENERAL STOPPING AND PARKING

- 3.01 Stop signs shall be erected at the locations set out in Schedule "B" to this By-law.
- 3.02 Yield Right-of-Way signs shall be erected at the locations set out in Schedule "C" to this By-law.
- 3.03 No person shall stop, stand or park a motor vehicle on any of the streets or portions of streets designated no parking zones as set out in Schedule "D" to this By-law.
- 3.04 No person shall stop, stand or park any vehicle:
- (a) in an area designated as a "fire zone" or "fire lane" as set out in Schedule "E" to this By-law;
 - (b) in an area designated as a "handicap zone" unless such vehicle displays a valid permit or placard issued by the Registrar of Motor Vehicles for the Province of New Brunswick or similar authority;
 - (c) in the "Winter period" between the hours of midnight and seven o'clock in the forenoon of any day, or leave any vehicle unattended during periods of snowfall, on any street or highway so as to interfere with snow removal operations;
 - (d) on a boulevard or any place reserved for pedestrians except where specifically designated as a parking zone;
 - (e) in contravention of any traffic control device posted, or caused to be posted, by the Village, the Village Engineer, or a By-law Enforcement Officer pursuant to this By-law or other applicable regulation or legislation;
 - (f) in front of a barricade used to block off a roadway or access to a roadway;
 - (g) in a public park, except in designated areas; or
 - (h) in an area within five (5) metres of a fire hydrant.
- 3.05 No person shall park any vehicle containing "hazardous material" overnight in any residential or public area.

4.0 EXCEPTIONS TO PARKING REGULATIONS

- 4.01 Police, Ambulance, and Fire Department emergency vehicles are exempt from all parking and stopping regulations contained in this By-law.
- 4.02 Municipal, Provincial or public utility service vehicles are exempt from all parking and stopping regulations contained in this By-law, while such vehicles are actually engaged in work of necessity requiring them to be stopped or parked in contravention of any such provision.

5.0 WINTER TIRES

No person shall drive a motor vehicle on any street in the Village of New Maryland during a Winter period without Winter traction tires.

**Village of New Maryland
By-law No. 63**

6.0 SPEED LIMITS

No person shall drive a vehicle at a speed in excess of 40 kilometres per hour on any highway within the Village of New Maryland, except where otherwise posted and except along Provincial Highway 101.

7.0 TRUCK ROUTES

The Council, by resolution, may from time to time designate streets, other than Provincially designated highways, as temporary truck routes.

8.0 ENFORCEMENT

- 8.01 Whenever any vehicle is parked in contravention of any provision of this By-law, a Municipal By-Law Infractions Notice, in the form set out in Schedule AA@ to this By-law, may be issued either by placing it on the vehicle or by delivering it to the registered owner of the vehicle.
- 8.02 A Municipal By-Law Infractions Notice shall specify the reason for which the vehicle is deemed to be in contravention of the provisions of this By-law.
- 8.03 Notwithstanding subsections 8.01 and 8.02, any RCMP member or Village By-law Enforcement Officer may move or cause to be moved any vehicle found stopped or parked in violation of the provisions of this by-law on any street in the Village of New Maryland. The registered owner of such vehicle will be liable for all costs and charges for the moving and storage thereof.

9.0 PENALTIES

- 9.01 Any person who violates any provision of this By-law is guilty of an offence.
- 9.02 Subject to section 9.01, any person who violates a provision of this By-law is guilty of an offence and is liable on summary conviction to a fine of not less than Twenty-five Dollars (\$25.00).
- 9.03 Any person who violates section 3.04 (b) of this By-law is guilty of an offence and is liable on summary conviction to a fine not less than One Hundred and Twenty-five Dollars (\$125.00).

10.0 VOLUNTARY PAYMENT OF PENALTIES

- 10.01 Notwithstanding sections 9.01 through 9.03, any person who violates a provision of this By-law may, on or before the date a charge pertaining to the violation has been laid in Provincial Court, pay an amount equal to the minimum penalty imposed under section 9.0 of this By-law to the Village of New Maryland at the Village Office, 584 New Maryland Highway, New Maryland, New Brunswick.
- 10.02 A payment under section 10.01 hereof shall constitute a full satisfaction, release and discharge of all penalties incurred by such person for such violation.

Village of New Maryland
By-law No. 63

11.0 PARTIAL INVALIDITY OF BY-LAW

If any section, subsection, sentence, clause or phrase of this By-law is for any reason held to be invalid by the decision of any Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this By-law.

12.0 REPEAL AND TRANSITION

12.01 By-Law No. 63-2000, A By-law to Regulate Traffic and Parking in The Village of New Maryland enacted on May 23, 2000 and all amendments thereto is hereby repealed.

12.02 The repeal of By-Law No. 63-2000, A By-law to Regulate Traffic and Parking in The Village of New Maryland, shall not affect any penalty, forfeiture or liability, incurred before such repeal or any proceeding for enforcing the same completed or pending at the time of repeal; nor shall it repeal, defeat, disturb, invalidate or prejudicially affect any matter or thing whatsoever completed, existing or pending at the time of repeal.

READ FIRST TIME: 18 October, 2006

READ SECOND TIME: 18 October, 2006

READ THIRD TIME AND ENACTED: 18 December, 2006

Frank Dunn (sgn)
Mayor

Cynthia Geldart (sgn)
Clerk

Schedule A - Municipal By-law Infractions Notice

VILLAGE OF NEW MARYLAND		MUNICIPAL BY-LAW INFRACTIONS INFRACTIONS AUX ARRÊTÉS MUNICIPAUX		NM 0101	
VIOLATION CONTRE ARRÊTÉ		NOM DU DÉVIANT			
ADRESSE DÉVIANT					
CITY / VILLE		PROVINCE / PROVINCE		POSTAL CODE / CODE POSTAL	
DATE DE BIRTH / DATE DE NAISSANCE	TYPE DE NAISSANCE	TYPE DE DÉVIANT	NAME OF PARTNER / ÉPOUXÉES NOM DU MARI / MARIAGE PARTENAIRE		
VEHICLE SPORADIC SPORADIC BOULEVARD	TYPE D'ACCIDENT	PLATE NUMBER	MARK / MARQUE		
OFFENSE / INFRACTION					
			BY LAW ARRÊTÉ	SECTION	FINE AMOUNT \$
PLACE OF OFFENSE / LIEU DE L'INFRACTION				PROSECUTION POSSIBLE	WARNING AWARD OFFERED
				<input type="checkbox"/>	<input type="checkbox"/>
REMARKS / REMARQUES					
PAYMENT INSTRUCTIONS			MODALITÉS DE PAIEMENT		
PAYOR STATE ADDRESS / RUE DE LA MAISON DÉVIANT SUITE NUMÉRIQUE ET BOULEVARD / RUE DE LA MAISON DÉVIANT MUNICIPAL BUSINESS HOURS EXCLUDING HOLIDAYS OR MORNING / AFTERNOON / EVENING / WEEKEND OR MORNING / WEEKEND			IN PERSON AT NOTRE DÉPÔT DE LA MAISON DÉVIANT NEW MARYLAND, 60 LINDA AVENUE / DÉPÔT DES HEURES D'OUVERTURE SAUF LES JOURS FÉRIÉS OU EN DÉPOSANT CHEQUES / MONNAIES / BILLETS / 50 \$ / 100 \$ / 500 \$ / 1000 \$ / 5000 \$ / 10000 \$ OU PAR POSTE DANS UNE BOÎTE DÉDIÉE		
NOTE: IF PAYMENT FOR PENALTY IS NOT RECEIVED WITHIN 10 CALENDAR DAYS FROM DATE OF ISSUE, A SUMMONS WILL BE ISSUED TO APPEAR IN COURT			NOTE: SI LE PAIEMENT N'EST PAS REÇU DANS LES 10 JOURS CALENDRIERS À PARTIR LA DATE DE L'INFRACTION, UNE SOMMATION À COMPARAÎTRE EN COUR VOUS SERA ENVOYÉE.		
W.	M.	Q.	T.	AM	PM
OFFICER SIGNATURE / SIGNATURE DE L'AGENT					
OFFICER'S COMMENTS / COMMENTAIRES DE L'AGENT					
<p>APPEALS MUST BE MADE WITHIN 24 HOURS TO THE ISSUING AGENCY LES APPELS DOIT ÊTRE DÉPOSÉE DANS LES 24 HEURES AUX SERVICE CORRESPONDANTS</p> <p><input type="checkbox"/> RCMP (506) 337-4300 <input type="checkbox"/> ANIMAL CONTROL / CONTRÔLE DES ANIMAUX (506) 451-583 <input type="checkbox"/> FIRE / INCENDIE (506) 450-8711 <input type="checkbox"/> BY-LAW ENFORCEMENT / APPLICATION DES ARRÊTÉS (506) 451-8303</p>					

Schedule B - Stop Signs

ALBAN STREET, AT DANIEL DRIVE
ATHLETIC DRIVE, AT PHILLIPS DRIVE
ATKINSON LANE, AT HIGHWAY 101
ATKINSON LANE, AT AUTUMN LANE - TWO WAY STOP
ATKINSON LANE, AT CAINS BROOK LANE
AUTUMN LANE, AT ATKINSON LANE
AUTUMN LANE, AT WOODLAWN LANE
BAKER BROOK COURT, AT HIGHWAY 101
BALDWIN STREET, AT BERKLEY DRIVE
BELLFLOWER STREET, AT BERKLEY DRIVE
BERKLEY DRIVE, AT GRAVENSTEIN STREET
BERKLEY DRIVE, AT DOHERTY STREET-TWO WAY STOP
BERKLEY DRIVE, AT CROWN AVENUE
BIRCHWOOD CRESCENT, AT BERKLEY DRIVE
BIRCHWOOD CRESCENT, AT CROWN AVENUE
BISMARK STREET, AT MELROSE AVENUE
BRADLEY AVENUE, AT DOHERTY STREET
BRADLEY AVENUE, AT BERKLEY DRIVE
BRADSHAW DRIVE, AT HIGHWAY 101
CAINS BROOK LANE, AT WOODLAWN LANE
CARLOUGH STREET, AT CORTLAND STREET
CARLOUGH STREET, AT BISMARK STREET
CEDAR ACRES COURT, AT HIGHWAY 101
CHARTERS AVENUE, AT KIMBERLEY STREET
CHARTERS SETTLEMENT ROAD, AT HIGHWAY 101 (2 SIGNS)
CLOVER STREET, AT SPRUCEWOOD DRIVE
COACH HOUSE LANE, AT ATKINSON LANE
COACH HOUSE LANE, AT SPRINGWATER LANE
CONFEDERATION AVENUE, AT PHILLIPS DRIVE
CORTLAND STREET, AT BERKLEY DRIVE
CROWN AVENUE, AT HIGHWAY 101
CROWN AVENUE, AT DANIEL DRIVE
DANIEL DRIVE, AT HIGHWAY 101
DEER LANE, AT SHAW LANE
DANIEL DRIVE, AT SPRUCEWOOD DRIVE
DEER LANE, AT SPRINGWATER LANE
DOHERTY STREET, AT BERKLEY DRIVE
GLADSTONE STREET, AT BISMARK STREET
GRAVENSTEIN STREET, AT MACINTOSH DRIVE
HERITAGE AVENUE, AT PHILLIPS DRIVE
HORNCastle AVENUE, AT PHILLIPS DRIVE
HORNCastle AVENUE, AT TIMOTHY DRIVE
KERRY LANE, AT ATKINSON LANE
KIMBERLEY STREET, AT DANIEL DRIVE
KIRK LANE, AT SPRINGWATER LANE
KIRK LANE, AT SHAW LANE
LANTERN LANE, AT ATKINSON LANE
LANTERN LANE, AT SPRINGWATER LANE
LARK STREET, AT SUNRISE ESTATES DRIVE
LOBO STREET, AT CORTLAND STREET
LODDINGTON STREET, AT BISMARK STREET
LODDINGTON STREET, AT NEWMAN STREET
MACINTOSH DRIVE, AT HIGHWAY 101
MACINTOSH DRIVE, AT CORTLAND STREET
MCFARLANE STREET, AT ATKINSON LANE
MCFARLANE STREET, AT WOODLAWN LANE
MCMURTRIE AVENUE, AT SUNRISE ESTATES DRIVE
MELBA STREET, AT BALDWIN STREET
MELROSE AVENUE, AT CORTLAND STREET
MELROSE AVENUE, AT BERKLEY DRIVE - TWO WAY STOP
MELROSE AVENUE, AT BELLFLOWER STREET
MILLERTON STREET, AT PINE RIDGE AVENUE
MILLERTON STREET, AT SPRUCEWOOD DRIVE
NEWMAN STREET, AT BISMARK STREET
NEWMAN STREET, AT BERKLEY DRIVE
NICHOLSON CRESCENT, WESTBOUND AT BRADSHAW DRIVE
NICHOLSON CRESCENT, EASTBOUND AT BRADSHAW DRIVE
OLIVER CRESCENT (WEST), AT CROWN AVENUE
OLIVER CRESCENT (EAST), AT CROWN AVENUE
PHILLIPS DRIVE (NORTH), AT HIGHWAY 101
PHILLIPS DRIVE (SOUTH), AT HIGHWAY 101
PINE RIDGE AVENUE, AT DANIEL DRIVE
PINE RIDGE AVENUE, AT DOHERTY STREET
RUSSET STREET, AT MACINTOSH DRIVE
SANDY LANE, AT ATKINSON LANE
SANDY LANE, AT SPRINGWATER LANE
SHAW LANE, AT SPRINGWATER LANE
SINCLAIR LANE, AT SHAW LANE
SINCLAIR LANE, AT SPRINGWATER LANE
SPRINGWATER LANE, AT HIGHWAY 101
SPRINGWATER LANE, EASTBOUND AT CAINS BROOK LANE
SPRINGWATER LANE, WESTBOUND AT CAINS BROOK LANE
SPRUCEWOOD DRIVE, AT CLOVER STREET, TWO WAY STOP
SPRUCEWOOD DRIVE, AT DANIEL DRIVE
STAYMAN STREET, AT CORTLAND STREET
STAYMAN STREET, AT GRAVENSTEIN STREET
STONEHURST AVENUE, AT BRADSHAW DRIVE
SUNRISE ESTATES DRIVE, AT HIGHWAY 101
TIMOTHY DRIVE, AT HIGHWAY 101
TIMOTHY DRIVE, AT PHILLIPS DRIVE
WHITEBIRCH LANE, AT SPRINGWATER LANE
WHITEBIRCH LANE, AT SHAW LANE

Schedule C - Yield Right-of-Way Signs

CAINS BROOK LANE, AT SHAW LANE

CHARTERS AVENUE, AT ALBAN STREET

CONFEDERATION AVENUE, AT HORNCastle AVENUE

CROWN AVENUE, AT HIGHWAY 101

GLADSTONE STREET, AT LODDINGTON STREET

HERITAGE AVENUE, AT HORNCastle AVENUE

MICHELLE STREET, AT BRADSHAW DRIVE

SUNRISE ESTATES DRIVE, AT MCMURTRIE AVENUE

WESTON STREET, AT SUNRISE ESTATES DRIVE

Schedule D - No Parking Zones

LARK STREET- WEST SIDE, COMMENCING AT THE NORTH WEST SIDELINE OF 82 KINGSTON AVENUE, EXTENDING 35 METRES NORTHERLY -SEE ATTACHED MAP IN SCHEDULE >F=.

SPRUCEWOOD DRIVE- SOUTH WEST SIDE, COMMENCING AT THE SOUTH EAST SIDELINE OF 95 SPRUCEWOOD DRIVE, EXTENDING TO THE SOUTH EAST SIDELINE AT 79 SPRUCEWOOD DRIVE -SEE ATTACHED MAP IN SCHEDULE >G=.

SPRUCEWOOD DRIVE- NORTH EAST SIDE, COMMENCING AT THE NORTH WEST SIDELINE OF 92 SPRUCEWOOD DRIVE, EXTENDING TO THE SOUTH EAST SIDELINE AT 80 SPRUCEWOOD DRIVE -SEE ATTACHED MAP IN SCHEDULE >G=.

CLOVER STREET – NORTH WEST SIDE, COMMENCING AT SPRUCEWOOD DRIVE, EXTENDING 50 METRES SOUTH WESTERLY -SEE ATTACHED MAP IN SCHEDULE >G=.

CLOVER STREET – SOUTH EAST SIDE, COMMENCING AT SPRUCEWOOD DRIVE, EXTENDING 50 METRES SOUTH WESTERLY -SEE ATTACHED MAP IN SCHEDULE >G=.

NEW MARYLAND CENTRE - NORTH EAST SIDE OF MAIN ENTRANCE, COMMENCING AT CHARTERS SETTLEMENT ROAD, EXTENDING NORTH WESTERLY 74 METRES, THEN NORTHEASTERLY 44 METRES -SEE ATTACHED MAP IN SCHEDULE >H=.

KERRY LANE – NORTH WEST SIDE, COMMENCING AT THE NORTHEAST SIDELINE OF 16 KERRY LANE, EXTENDING 15 METERS NORTHEASTERLY.

KERRY LANE – SOUTH EAST SIDE, COMMENCING AT SOUTHWEST SIDELINE OF 27 WOODLAWN LANE, EXTENDING 15 METRES NORTHEASTERLY.

Schedule E - Fire Zones

NEW MARYLAND ELEMENTARY SCHOOL -SEE ATTACHED MAP IN SCHEDULE >I=