



**PROVINCE OF QUÉBEC
MRC DES LAURENTIDES
TOWN OF BARKMERE**

BY-LAW NUMBER 272

PARKING AND TRAFFIC REGULATIONS

WHEREAS the council considers it appropriate and in the public interest to legislate on parking and traffic in order to increase road safety;

WHEREAS by the same token, the council wishes to rationalize the existing rules and make them compatible with the Highway Safety Code (CQLR, c. C-24.2);

WHEREAS the municipality acts hereunder by virtue of the powers conferred on it under the terms of the Municipal Powers Act (CQLR, c. C-47.1) and more particularly under articles 79 and following of this law;

WHEREAS a notice of motion has been given and that a draft by-law has been tabled at the meeting of August 13th 2022 a copy of the draft by-law also being made available to the public at this meeting;

WHEREAS the mayor mentions that the purpose of this by-law is to regulate parking and traffic on the territory of the Town of Barkmere;

WHEREAS the mayor also mentions that the by-law presented for adoption does not include any modification compared to the draft by-law tabled at the council meeting of August 13th 2022;

FOR THESE REASONS, COUNCIL DECREES AS FOLLOWS:

1. DEFINITIONS AND SCOPE

1.1. Preamble and annexes

The preamble and all annexes attached to these regulations form an integral part thereof; all standards, obligations or indications found therein are also part of it as if they had been enacted therein.

1.2. Definitions

For the purposes of these rules, unless the context indicates a different meaning, the following terms and expressions mean:

- « *Bicycle* » : means a human-powered or electric-powered bicycle, a tricycle and a human-powered scooter.
- « *public road* » : means a road the maintenance of which is the responsibility of the municipality, a government or one of its agencies, and on a part of which are laid out one or more roadways open to public vehicle traffic and, where applicable, one or more cycle lanes.
- « *Driver* » : means the driver of a bicycle or vehicle.
- « *public area* » : means any municipal building and land and any other area of a public nature especially the lake Des Écorces. Also includes any vehicle assigned to the public transport of persons.
- « *Officer* » : means any physical person designated by the council, any employee of a legal person or a security agency under contract with the municipality or any member of the Sûreté du Québec responsible for the application of all or part of this regulation.
- « *Maintenance operation* » : means the removal and removal of snow on a public road, sidewalk or any other public area, de-icing and spreading of any type of abrasive. Also includes any repair, repair or maintenance, as well as any other operation aimed at making or maintaining safe traffic conditions.
- « *Park* » : s'entend de tout parc situé sur le territoire de la municipalité et qui est sous sa juridiction. S'entend également de tout espace vert ou terrain de jeux où le public y a accès à des fins de repos ou de détente, de jeu ou de sport, ou pour toute autre fin.
- « *Owner* » : means the owner of a road vehicle, whose name is entered in the register of the Société d'assurance automobile du Québec, including any person who acquires or possesses a road vehicle under a title accompanied by a condition or of a term which gives him the right to become its owner, or by virtue of a title which gives him the right to enjoy it as owner subject to return. Also includes any person who rents a vehicle.
- « *Vehicle* » : means a road vehicle that is adapted primarily for the transport of a person or property.
- « *Emergency vehicle* » : means a road vehicle used as a police vehicle within the meaning of the Police Act (CQLR, c. P-13.1), as an ambulance within the meaning of the Act

respecting pre-hospital emergency services (CQLR, c. S-6.2) or as a fire department road vehicle.

« cycle lane » : *means a traffic lane located on the roadway of a public road reserved for the exclusive use of bicycles.*

1.3. Application

This by-law supplements and adds to the rules established in the Highway Safety Code and, in certain respects, is intended to provide rules for driving and stopping vehicles as well as specific provisions applicable to pedestrians, bicycles and other road users. public roads and bike lanes.

In addition to any public road, some of the rules relating to the stopping of vehicles and parking apply to the grounds of shopping centers and other grounds where the public is authorized to circulate.

1.4. Responsibility

The owner whose name is entered in the register of the Société de l'assurance automobile du Québec kept under the Highway Safety Code may be found guilty of any violation of this by-law, committed with this vehicle, unless he does not prove that, at the time of the offence, this vehicle was, without his consent, in the possession of a third party, subject to the exceptions provided for in the second paragraph of section 592 of the Highway Safety Code.

1.5. Application exception

The provisions of this Regulation do not apply:

- 1° to an emergency vehicle or a public utility vehicle identified in the name of the municipality when the driver is performing a duty incumbent on him or responding to an emergency call;
- 2° within the framework of an event authorized or organized by the municipality.

2. GENERAL PROVISIONS GOVERNING PARKING AND TRAFFIC

2.1. Rapid acceleration

No one can make a rapid acceleration with his vehicle, so as to make noise during its use, producing a squealing of tires.

2.2. Engine shutdown

No one may leave the engine of his vehicle running when he is parked for a period exceeding three minutes, except in case of necessity.

This section does not apply to a truck equipped with refrigeration compressors, the engine of which must remain in working order to operate its equipment.

2.3. Fire hose

No one may travel on an unprotected fire hose laid on a public road or on a private entrance during an operation to extinguish a fire, except with the authorization of a person assigned to traffic.

2.4. Horse or horse-drawn vehicle

Riding on horseback or in a horse-drawn vehicle is permitted under the terms provided for in the By-law relating to the circulation of horses and horse-drawn vehicles adopted by the municipality.

2.5. Parking distance

No one may immobilize or park a vehicle more than thirty centimeters from the edge of a public road.

2.6. Splash

No person may drive in a vehicle in such a way as to splash anyone when there is water, mud or melting snow on a public road

2.7. Unit parking space

No one may park a vehicle in such a way as to occupy more than one space inside the spaces painted for this purpose and thus encroach on the neighboring space, unless the vehicle is towing a trailer or any other rolling accessory.

2.8. Tailgate open

No one may drive a vehicle on a public road while the tailgate of the latter is open, except if he is transporting attached equipment whose length exceeds the vehicle. The equipment must be securely held so that it cannot move or become detached from the vehicle.

When the end of the equipment exceeds the rear of the vehicle by more than one meter, a red flag or a reflective panel must be attached to it.

2.9. Inconvenient immobilization

No one may immobilize or park a vehicle in such a way as to render signs ineffective, to hinder traffic, the execution of work or the maintenance of a public road, or to hinder access to a property.

2.10. Stop prohibited

No one may immobilize or park a vehicle on a public road at a place where an emergency vehicle is immobilized, whose flashing lights are activated.

2.11. Prohibition to erase a mark on a tire

No one may erase any mark made by an officer on the tire of a vehicle, when it was made for the purpose of controlling the duration of parking of the vehicle.

2.12. Vehicle wash

No one may immobilize or park a vehicle on a public road in order to wash it.

2.13. Freshly painted line

No one may stop, park or drive on a freshly painted line on a public road or in a public place, when there is signage to that effect.

2.14. Traffic obstruction

No one may place an object or property, or otherwise obstruct or impede traffic without having obtained authorization from the municipality.

2.15. Vehicle repair

No one may carry out major repairs or maintenance of a vehicle on a public road, except in case of necessity or for emergency repairs.

2.16. Parking direction

No one may immobilize or park a vehicle in the opposite direction of traffic.

2.17. Tire tracks

No one may leave tire marks on a public road while using a vehicle.

2.18. Curb

No one may immobilize or park a vehicle on a sidewalk.

2.19. Sale of a vehicle

No one may park a vehicle on a public road, in a public place or in a park for the purpose of selling or renting it.

2.20. Motor speed in neutral

No one may make noise while operating a vehicle by running the engine at a higher-than-normal speed when the clutch is in neutral.

3. PARKING RESTRICTIONS

For all the provisions provided for in this chapter, the municipality authorizes the officer to place and maintain in place adequate signage indicating the rules or restrictions.

3.1. Parking prohibited at all times

No one may park a vehicle, at any time, on a public road identified in **Appendix 3.1** of this by-law.

3.2. Parking prohibited at certain times

No one may park a vehicle on a public road at the places, days and times identified in **appendix 3.2** of this by-law.

3.3. Parking prohibited at certain times in a public place adjoining municipal property

No person may park a vehicle in a public place adjacent to a municipal property outside the hours permitted, unless authorized by the municipality.

In cases where parking is permitted, it shall be exercised in spaces duly furnished for this purpose and identified as such in **Appendix 3.3** to this by-law.

3.4. Parking prohibited at certain times in a municipal parking area

No one may park a vehicle in a municipal parking area outside of permitted hours, unless authorized by the municipality.

In cases where parking is permitted, it must be exercised in the spaces duly provided for this purpose and identified as such in **Appendix 3.4** of this by-law.

3.5. Overnight parking prohibited

Notwithstanding any other provision of this by-law, no one may park a vehicle on a public road during the following periods, between midnight and 7 a.m.:

- 1° from November 15 to December 23 inclusively;
- 2° from December 27 to December 30 inclusively; and
- 3° from January 3 to April 15 inclusively.

3.6. Parking prohibited during a maintenance operation

No one may park a vehicle on a public road or in a public place during a maintenance operation in progress and when such signs indicate it.

3.7. Parking prohibited near a charging station

No one may park a vehicle less than three meters from a fire hydrant or a dry hydrant.

3.8. Parking prohibited at a hybrid or electric vehicle charging station

No one may immobilize or park a vehicle at a charging station intended for a hybrid or electric vehicle without being plugged in, beyond the required charging period or without owning such a vehicle.

3.9. Parking limited to 48 hours

With the exception of places where parking is already prohibited or restricted, no one may park a vehicle on a public road for more than 48 consecutive hours.

4. PARKING AND TRAFFIC IN THE PARKS

For all the provisions provided for in this chapter, the municipality authorizes the officer to place and maintain in place adequate signage indicating the rules or restrictions.

4.1. No bicycle or other riding in a park

No person may, in a park or on lawns, cycle, skateboard, in-line skates or electric-powered scooters on sidewalks, boardwalks or other walks, except at the locations identified in **Appendix 4.1** to this by-law.

4.2. Driving prohibited in a park

No person may, in a park, drive on sidewalks, boardwalks or other walks, except at the places identified in **Appendix 4.2** of this by-law.

4.3. Prohibition to immobilize or park a vehicle in a park

No person may, in a fleet, stop or park a vehicle, except at the places identified in **Appendix 4.3** to this by-law.

5. PARKING AND TRAFFIC ON BIKE LANES

For all the provisions provided for in this chapter, the municipality authorizes the officer to place and maintain in place adequate signage indicating the rules or restrictions.

5.1. Driving prohibited on a cycle lane

No one can drive a vehicle on a cycle lane between April 15 and November 1.

5.2. Prohibition to immobilize or park a vehicle on a cycle lane

No one may immobilize or park a vehicle on a cycle lane between April 15 and November 1.

6. GRANT OF EXCLUSIVE RIGHT TO PARK TO CERTAIN PERSONS OR CERTAIN GROUPS

For all the provisions provided for in this chapter, the municipality authorizes the officer to place and maintain in place adequate signage indicating the rules or restrictions.

6.1. Parking reserved for people with disabilities

No one may immobilize or park a vehicle in a parking space reserved for the exclusive use of handicapped persons, located in one of the places identified in **Appendix 6.1** of this by-law, unless this vehicle is equipped with the one of the vignettes specifically provided for in section 388 of the Highway Safety Code; the sticker must be hung on the interior rear-view mirror of the vehicle so that it is visible from the outside.

6.2. Parking reserved for taxis and vehicles assigned to public passenger transport

No person may immobilize or park a vehicle in a taxi waiting area, in an area reserved exclusively for vehicles used for the public transportation of persons or in a landing area, located at one of the locations identified in **Appendix 6.2** to this by-law.

6.3. Parking reserved for certain groups

No person may stop or park a vehicle on a public road reserved for the exclusive use of certain groups, located at one of the places identified in **Appendix 6.3** to this by-law and under the conditions set out therein, unless the vehicle is equipped with a sticker and a parking permit; the sticker must be suspended from the vehicle's interior mirror so that it is visible from the outside.

7. SIGNALING

For all the provisions provided for in this chapter, the municipality authorizes the officer to place and maintain in place adequate signage indicating the rules or restrictions.

7.1. General application

All drivers must comply with the signs installed in accordance with this by-law or decreed by resolution.

7.2. Specific signaling for a maintenance operation

The officer assigned to a maintenance operation may, by means of appropriate signs, prohibit, restrict or otherwise regulate traffic for the purposes of the maintenance work he is carrying out; no one may contravene such signage.

For these purposes, the officer has the necessary powers to install any appropriate signage, plan any detour route, have any vehicle immobilized or parked in contravention of these regulations moved and stored in the nearest suitable place, while complying with the standards of the By-law respecting road signs (RLRQ, c. C-24.2, r. 41) resulting from the Highway Safety Code.

7.3. Specific signage for a special event

During a special event, a test or a sports competition, the officer may, by means of appropriate signs, prohibit or restrict traffic on public roads, for a period he specifies; no one may contravene such signage.

For these purposes, the officer has the necessary powers to install any appropriate signage, plan any detour route, have any vehicle immobilized or parked in contravention of these regulations moved and stored in the nearest suitable place, while complying with the standards of the By-law respecting road signs resulting from the Highway Safety Code.

7.4. Alteration or obstruction of signage

No one may alter or obstruct any signage installed for the purposes of this by-law.

No one may voluntarily hide a sign or maintain on a building any vegetation whose branches or leaves mask, in whole or in part, the visibility of the sign.

7.5. Compulsory stop

The obligation to stop is imposed on any driver at the places identified in **Appendix 7.5** to this by-law.

7.6. One-way traffic

One-way traffic shall be imposed on any driver at the locations identified in **Appendix 7.6** to this by-law.

7.7. Traffic prohibited or restricted

The prohibition or restriction of traffic on a section of a public road shall be imposed on any driver at the places and periods identified in **Appendix 7.7** to this by-law.

7.8. U-turn prohibited

The ban on making a U-turn on a public road shall be imposed on any driver of a vehicle approaching the intersections or places identified in **Appendix 7.8** to this by-law.

7.9. Traffic light and signal light

The installation of a traffic light or light signal shall be established at the locations identified in **Appendix 7.9** to this by-law.

7.10. Speed limit

All drivers must comply with the speed limits prescribed on public roads.

A speed limit different from that provided for in the Highway Safety Code is imposed on all drivers on the public roads identified in **Appendix 7.10** of this by-law; the speed limit applicable on each public road is also indicated.

7.11. Maneuver compulsory or prohibited

The prohibition or obligation to go straight, turn left or turn right, as the case may be, shall be imposed on any driver approaching the intersections or places identified in **Appendix 7.11** to this by-law.

7.12. Pedestrian or bicycle crossing

The layout of a pedestrian or bicycle crossing shall be established at the places identified in **Appendix 7.12** to this by-law.

7.13. Give way -N/A

The obligation to give way shall be imposed on any driver at the places identified in **Appendix 7.13** to this by-law.

7.14. Right turn at a red light

The prohibition on making a right turn at a red light shall be imposed on any driver approaching the intersections identified in **Appendix 7.14** to this by-law at any time or during the periods mentioned therein.

7.15. Bike lane for exclusive use of bicycles

Bike lanes for the exclusive use of bicycles shall be provided at the locations identified in **Appendix 7.15** to this by-law.

8. PENALE PROVISIONS

8.1. Traffic ticket

Any violation of this by-law constitutes an offense and is prohibited.

8.2. Fine

Any physical or legal person who contravenes any of the provisions of this by-law commits an offense and is liable to a fine of \$100. In all cases, prosecution costs are extra.

The time limits for the payment of fines and costs imposed under this article and the consequences of failure to pay said fines and costs within the prescribed time limits are established in accordance with the Code of Penal Procedure of Quebec (CQLR, c. C-25.1).

If an offense lasts more than one day, the offense committed on each of the days constitutes a separate offense and the penalties enacted for each of the offenses may be imposed for each day that the offense lasts.

8.3. Authorization

The council generally authorizes any officer to undertake penal proceedings against any contravener of any provision of this by-law and authorizes him, consequently, to issue the statements of offense useful for this purpose. For the purpose of enforcing the provisions of this by-law, the municipality may exercise, cumulatively or alternatively, all appropriate remedies of a civil or penal nature, without limitation.

8.4. Powers granted to the officer

As part of the functions he exercises under this by-law, the officer is authorized to move and store at the nearest suitable place any vehicle immobilized or parked in contravention of one or other of the provisions of this payment, at the owner's expense.

9. FINAL PROVISIONS

9.1. Repeal

This by-law repeals and replaces by-law numbers 135 and 261 and their amendments.

This by-law does not, however, repeal any resolutions that may have been adopted by the municipality and which decree the installation of signage as well as the obligation to comply with it.

The replacement of the former provisions by this by-law does not affect the proceedings instituted under the authority of the by-laws thus replaced, nor any offense for which proceedings have not yet been instituted, which will continue under the authority of the said by-laws. replaced until final judgment and execution.

9.2. Coming into effect

These rules come into force in accordance with the law.

(original signed) Luc Trépanier
Luc Trépanier, Mayor

(original signed) Martin Paul Gélinas
Martin Paul Gélinas,
Secretary Treasurer

Entry into force procedure	
Notice of motion	August 13th 2022
Adoption of the by-law	September 10 th 2022
Coming into effect	September 13 th 2022

Certified copy
This September 13th 2022



Martin Paul Gélinas, secretary treasurer

APPENDIX 3.1

Parking prohibited at all times

- Chemin des Jésuites

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APPENDIX 3.2

Parking prohibited at certain times

- Chemin de Barkmere from 1st / 11 to 15 / 05 of the following year

APPENDIX 3.3

Parking prohibited at certain times in a public place adjoining municipal property

APPENDIX 3.4

Parking prohibited at certain times in a municipal parking area

- Municipal parking opposite the town hall

APPENDIX 4.1

No bicycle or other riding in a park

APPENDIX 4.2

Driving prohibited in a park

APPENDIX 4.3

Prohibition to immobilize or park a vehicle in a park

APPENDIX 6.1

Parking reserved for people with disabilities

- Three (3) parking spaces duly identified for this purpose on the municipal parking in front of the city hall.

APPENDIX 6.2

Parking reserved for taxis and vehicles assigned to public passenger transport

APPENDIX 6.3

Parking reserved for certain groups

APPENDIX 7.5
Compulsory stop

- Barkmere Road and Mountain Road intersection
- Entrance to parking lot on Barkmere Road

APPENDIX 7.6
One-way-traffic

APPENDIX 7.7

Traffic prohibited or restricted

APPENDIX 7.8

U-turn prohibited

APPENDIX 7.9

Traffic light and signal light

APPENDIX 7.10

Speed Limit

- Chemin de Jésuites : 15km/hr

APPENDIX 7.11

Maneuver compulsory or prohibited

APPENDIX 7.12

Pedestrian or bicycle crossing

APPENDIX 7.13

Give way

APPENDIX 7.14
Right turn at a red light

APPENDIX 7.15
Bike lane for exclusive use of bicycles