



THE RURAL MUNICIPALITY OF VICTORIA BEACH

BY-LAW NO. 1600

A By-law of the Rural Municipality of Victoria Beach to establish the fines to be assessed for certain traffic control violations.

WHEREAS Subsection 90(1) of The Highway Traffic Act provides, in part, as follows:

- 90(1) A traffic authority...may make rules or by-laws supplementary to, or in addition to, but not contrary to, any provision of this Act, *The Drivers and Vehicles Act* or the regulations under either Act and applicable on highways over which the traffic authority has jurisdiction or within any area over which the traffic authority has jurisdiction, with respect to
- (a) parking, stopping and standing of vehicles and bicycles;
 - (b) obstruction of traffic;
 - (o) any matter that is prescribed in the regulations;
- and may impose penalties for a violation of any such rule or by-law.

AND WHEREAS Subsection 90(2) of The Highway Traffic Act provides, as follows:

- 90(2) Where the traffic authority imposing a penalty under subsection (1) is a municipality, the council of the municipality shall impose the penalty by by-law.

AND WHEREAS Subsection 232(1) of The Municipal Act provides, in part, as follows:

- 232(1) A council may pass by-laws for municipal purposes respecting the following matters:
- (b) people, activities and things in, on or near a public place or a place open to the public, including parks, municipal roads, recreation centres, restaurants, facilities, retail stores, malls, and private clubs and facilities that are exempt from municipal taxation;
 - (d) municipal roads, including naming the roads, posting the names on public or private property, and numbering lots and buildings along the roads;
 - (o) the enforcement of by-laws.

AND WHEREAS Subsection 236(1) of The Municipal Act provides, in part, as follows:

236(1) Without limiting the generality of clause 232(1)(o) (enforcement of by-laws), a by-law passed under that clause may include provisions

- (b) remedying contraventions of by-laws, including
 - (i) creating offences,
 - (ii) subject to the regulations, providing for fines and penalties, including the imposition of a penalty for an offence that is in addition to a fine or imprisonment, so long as the penalty relates to a fee, rate, toll, charge or cost that is associated with the conduct that gives rise to the offence, or related to enforcing the by-law,

AND WHEREAS the Council of the Rural Municipality of Victoria Beach deems it necessary to establish fines for the committing of certain traffic violations;

NOW THEREFORE the Council of the Rural Municipality of Victoria Beach, in Council assembled, enacts as follows:

1. That the fines for committing certain traffic violations shall be set as follows:

<u>Offence</u>	<u>Fine</u>
(a) Parking in a "No Parking" area (By-Law No. 1345 and amendments)	\$80.00
(b) Parking contrary to a traffic control sign (By-Law No. 1345 and amendments)	\$80.00
(c) Parking as to obstruct traffic	\$80.00
(d) Operating a motor vehicle on a beach (By-Law No. 1454)	\$80.00
(e) Driving in the "Vehicle Restricted" area without a vehicle permit (By-Law No. 1588)	\$100.00

2. That the fines payable on all of the traffic violations listed in clause 1 (a), (b), (c) and (d) above shall be reduced to \$40 if paid within fourteen (14) days of the date of the violation;

3. That the fine payable on the traffic violation listed in clause 1 (e) above shall be reduced to \$50 if paid within fourteen (14) days of the date of the violation;

4. That By-law No. 1456 be and is hereby repealed.

DONE AND PASSED in Council duly assembled in the Rural Municipality of Victoria Beach, in the Province of Manitoba, this 19th day of November A.D. 2019.

Penny McMorris - Reeve

Raymond Moreau - CAO

Read a first time this 5th day of November A.D. 2019.

Read a second time this 19th day of November A.D. 2019.

Read a third time this 19th day of November A.D. 2019.