

Corporation of The Town of Parry Sound

10.1.21

Passing of By-law No: 2021 – 7202

7th Day of December 2021

Moved by Councillor



Seconded by Councillor



That By-law No: 2021 – 7202

BEING a by-law to authorize seasonal closure of specified sidewalks, being part of a highway under O. Reg 239/02, Minimum Maintenance Standards for Municipal Highways.

Be considered as read a first time.

- Carried -



Are all members in favour of having the second and third readings?

Moved by Councillor



Seconded by Councillor

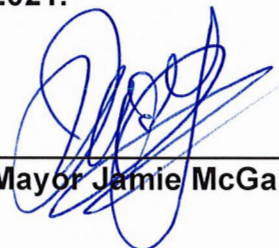


That the By-law Above Mentioned Be Considered as Read A Second, And Third Time, Passed, Signed and Sealed

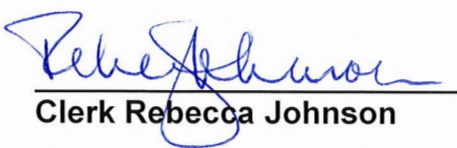
- Carried -



Entered as Part of The Minutes of the Meeting Held this 7th day of December 2021.



Mayor Jamie McGarvey



Clerk Rebecca Johnson

Postponed to: _____

Amends By-law: _____

Repeals By-law: _____

By-law Amended: _____

By-law Repealed: _____

The Corporation of the Town of Parry Sound

By-law 2021 - 7202

BEING a by-law to authorize seasonal closure of specified sidewalks, being part of a highway under O. Reg 239/02, Minimum Maintenance Standards for Municipal Highways.

WHEREAS the Municipal Act, 2001, c. 25 S. 5 (1) provides that the powers of a municipal corporation are to be exercised by its council;

AND WHEREAS the Municipal Act, 2001, c. 25 S. 5 (3) provides that the powers of every council are to be exercised by by-law;

AND WHEREAS the Municipal Act, 2001, c. 25 S. 34 authorizes a municipality to pass a by-law to permanently close a highway or part of a highway;

AND WHEREAS O. Reg. 239/02 defines a “sidewalk” as the part of the highway specifically set aside or commonly understood to be for pedestrian use, typically consisting of a paved surface but does not include crosswalks, medians, boulevards, shoulders or any part of the sidewalk where cleared snow has been deposited;

AND WHEREAS O. Reg. 239/02 states that when a municipality closes a highway or part of a highway pursuant to its powers under the Act, the highway is deemed to be in a state of repair in respect of all conditions described in O. Reg. 239/02 from the time of the closure until the highway is re-opened by the municipality.

AND WHEREAS Council deems it expedient to authorize the seasonal closure of specified sidewalks.

NOW THEREFORE Council of the Town of Parry Sound enacts as follows:

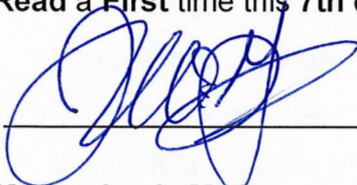
1. That the sidewalks located at the following locations will be closed on November 1, of each year and re-opened on April 1 of each year:
 - a) Park Lane
 - b) Kristen Heights

The Corporation of the Town of Parry Sound

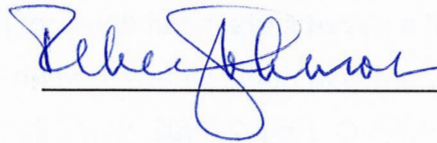
By-law 2021 - 7202

- c) Avenue Road
 - d) Farrer Street
 - e) Rosetta St. from James St. South Side
2. That every person who uses a sidewalk so closed does so at their own risk and the Town of Parry Sound is not liable for any damage or injury sustained by a person using the sidewalk so closed to traffic.
3. That any by-law inconsistent with this by-law is hereby repealed.
4. That this By-law shall come into force and effect upon the final passing thereof.

Read a First time this 7th day of December 2021



Mayor Jamie McGarvey



Clerk Rebecca Johnson

Read a Second and Third time, Passed, Signed and Sealed this 7th day of December 2021



Mayor Jamie McGarvey



Clerk Rebecca Johnson