

THE REGIONAL MUNICIPALITY OF YORK

BILL NO. 24

BY-LAW NO. 2009-23

A by-law to designate lanes on regional roads
for the exclusive use of certain classes of vehicles

The Council of the Regional Municipality of York hereby enacts as follows:

1. In this by-law,
 - (a) “bicycle” includes a tricycle and unicycle but does not include a motor assisted bicycle as defined under the *Highway Traffic Act* or a power-assisted bicycle as defined under the Motor Vehicle Safety Regulations made under the *Motor Vehicle Safety Act (Canada)*;
 - (b) “motor vehicle” includes an automobile, motorcycle, motor or power-assisted bicycle and any other vehicle propelled or driven otherwise than by muscular power; and
 - (c) “vehicle” includes a motor vehicle, trailer, traction engine, farm tractor, road-building machine, bicycle and any vehicle drawn, propelled or driven by any kind of power, including muscular power.
2. The portion of the highway set out in Column 1 of Schedule “A” between the limits set out in Column 2 is hereby designated a high occupancy vehicle lane for the exclusive use of those vehicles listed in Column 3 during the times set out in Column 4.
3. No person shall operate a vehicle in a high occupancy vehicle lane unless:
 - (a) the vehicle is of a class designated in Column 3 of Schedule “A”;
 - (b) the vehicle is a public vehicle or a bus as defined in the *Highway Traffic Act*;
 - (c) the person is operating an emergency vehicle, as defined in section 144 of the *Highway Traffic Act*, in the performance of his or her duties;
 - (d) the person is operating the vehicle in the lawful performance of his or her duties as a police officer;
 - (e) the person is operating a vehicle engaged in road construction or maintenance activities in or near the high occupancy vehicle lane; or
 - (f) the vehicle is a taxicab as defined in the *Public Vehicles Act*.

4. The portion of the highway set out in Column 1 of Schedule “B” between the limits set out in Column 2 is hereby designated a bicycle lane for the exclusive use of bicycles during the times set out in Column 3.
5. No person shall operate a vehicle in a bicycle lane except for a bicycle.
6. Despite Sections 3 and 5 of this by-law:
 - (a) when entering a regional road, a person may remain in a lane designated in Column 1 of Schedule “A” for a distance of up to 100 metres from the point at which he or she enters; and
 - (b) when exiting from a regional road, a person may enter a lane designated in Column 1 of Schedule “A” for a distance of up to 100 metres before the point at which he or she exits.
7. Any person who contravenes any provision of this by-law is guilty of an offence.
8. Every person who is guilty of an offence under this by-law shall be subject to the following penalties:
 - (a) upon a first conviction, to a fine of not less than \$50.00 and not more than \$1,000.00;
 - (b) upon a second or subsequent conviction for an offence under this by-law, to a fine of not less than \$100.00 and not more than \$10,000.00
9. For the purposes of this by-law, an offence is a second or subsequent offence if the act giving rise to the offence occurred after a conviction had been entered at an earlier date for an offence under this by-law.
10. Schedules “A” and “B” shall form part of this by-law.
11. That By-law No. R-1203-1999-110 is hereby repealed.

ENACTED AND PASSED this 23rd day of April, 2009.

Denis Kelly
Regional Clerk

Bill Fisch
Regional Chair

Authorized by Clause 6, Report 4 of the Transportation and Works Committee, adopted by Regional Council at its meeting on April 23, 2009.

SCHEDULE “A”

COLUMN 1 (Portion of highway)	COLUMN 2 (Limits)	COLUMN 3 (Class of Vehicle)	COLUMN 4 (Times or Days)
Yonge Street (Y.R. 1) curb lane	North limit of Steeles Avenue to the south limit of Clark Avenue	Motor vehicles with three (3) or more occupants Bicycles	7:00 a.m. to 10:00 a.m. and 3:00 p.m. to 7:00 p.m. Monday to Friday
Dufferin Street (Y.R. 53) the lane immediately adjacent to the 1.5 metre curb lane	North limit of Steeles Avenue to the south limit of Langstaff Road	Motor vehicles with two (2) or more occupants	24 hours, 7 days a week

SCHEDULE “B”

COLUMN 1 (Portion of highway)	COLUMN 2 (Limits)	COLUMN 3 (Times or Days)
Dufferin Street (Y.R. 53) 1.5 metre curb lane	North limit of Steeles Avenue to the south limit of Langstaff Road	24 hours, 7 days a week