

THE CORPORATION OF THE TOWN OF KEARNEY

By-law No. 2023-13

**Being a By-law to Designate Parts of Highways  
Under the Jurisdiction of the Town of Kearney as  
Community Safety Zones**

**WHEREAS** pursuant to Section 214.1(1) of The Highway Traffic Act, R.S.O. 1990, Chapter H.8, as amended, the Council of a municipality may by By-law designate a part of a highway under its jurisdiction, as a community safety zone if, in the council's opinion, public safety is of special concern on that part of the highway;

**AND WHEREAS** the Council of the Corporation of the Town of Kearney deems public safety to be of special concern on a part of certain highways to implement such a By-law;

**NOW THEREFORE** the Council of the Corporation of the Town of Kearney enacts as follows:

**1.0 INTERPRETATION**

1.1 Unless otherwise stated in this By-law, subsection 1 of Section 1 of *The Highway Traffic Act*, R.S.O. 1990, Chapter H.8, as amended from time to time, is hereby adopted in this By-law for the purpose of definition and interpretation.

**2.0 DEFINITION**

2.1 **Council** means the Council of the Corporation of the Town of Kearney;

2.2 **Highway** means a highway as defined in *The Highway Traffic Act*, R.S.O. 1990, Chapter H.8, as amended from time to time;

2.3 **Motor Vehicle** means a motor vehicle as defined in *The Highway Traffic Act*, R.S.O. 1990, Chapter H.8, as amended from time to time;

2.4 **Official Sign** means a sign approved by the Ministry of Transportation and placed or erected on a highway or elsewhere pursuant to the provisions of this By-law.

**3.0 DESIGNATION**

3.1 Where official signs are erected or placed on highways in accordance with the regulations of *The Highway Traffic Act*, R.S.O. 1990, Chapter H.8, as amended from time to time, the highways set out in Column 1 and limits as defined in Column 2 and Column 3 of Schedule "A" are hereby designated as Community Safety Zones and shall be enforced during the period of times, days or months as set out in Column 4 to the said Schedule "A".

**4.0 SEVERABILITY**


4.1 Should any section, sub-section, clause, paragraph or provision of this By-law including any part of Schedule "A" be declared by a court of competent jurisdiction to be ultra vires, invalid or illegal for any reason, the same shall not affect the validity of the By-law as a whole.

**5.0 FORCE AND EFFECT**

5.1 This By-Law shall come into force and take effect on February 16, 2023.

**READ A FIRST, SECOND AND THIRD TIME**, passed, signed and the Corporate Seal attached hereto, this 16<sup>th</sup> day of February, 2023.

THE CORPORATION OF THE  
TOWN OF KEARNEY

  
Cheryl Philip, Mayor

  
Cindy Filmore, Acting Clerk

**Schedule 'A'**  
**to By-law No. 2016 – 18**

|           | <b>Column 1<br/>Highway</b>  | <b>Column 2<br/>From</b> | <b>Column 3<br/>To</b> | <b>Column 4<br/>During the Period of Time<br/>from/to</b> |
|-----------|--|--------------------------|------------------------|---|
| <b>1.</b> | <b>That portion of<br/>Woodland Lane<br/>which lays within<br/>the jurisdiction of<br/>the Town of<br/>Kearney</b> | <b>Emsdale Lake Road</b> | <b>Patton Road</b>     | <b>At All Times</b>                                       |
|           |  |                          |                        |   |
|           |  |                          |                        |   |
|           |  |                          |                        |   |