

# THE CORPORATION OF THE TOWN OF TECUMSEH

## BY-LAW NO. 2019-26

Being a by-law to amend By-law No. 2003-58, being a by-law to prohibit parking on private property without the consent of the owner or occupant and to provide for the towing away of motor vehicles thereon.

**WHEREAS** pursuant to Section 100 of the *Municipal Act 2001*, S.O. 2001, Chapter 25, as may be amended, a local municipality may, in respect of land not owned or occupied by the municipality that is used as a parking lot, regulate or prohibit the parking or leaving of motor vehicles on that land without the consent of the owner of the land or regulate or prohibit traffic on that land if the owner or occupant has filed with the Clerk of the municipality written consent to the application of the by-law to the land and a sign is erected at each entrance to the land;

**AND WHEREAS** pursuant to Section 100.1 of the *Municipal Act 2001*, S.O. 2001, Chapter 25, a local municipality may, in respect of land not owned or occupied by the municipality, regulate or prohibit the parking or leaving of motor vehicles without the consent of the owner of the land;

**AND WHEREAS** pursuant to Section 101 of the *Municipal Act 2001*, S.O. 2001, Chapter 25, as may be amended, where a by-law is passed by a municipality under Section 100 or 100.1, for regulating or prohibiting the parking or leaving of a motor vehicles on land not owned or occupied by the municipality without the consent of the owner, it may provide for the removal and impounding of any vehicle, at the vehicle owner's expense, parked or left in contravention of the by-law;

**AND WHEREAS** the Council of the Town of Tecumseh ('Council') enacted By-law No. 2003-58 on the 26<sup>th</sup> day of August, 2003, being a by-law to prohibit parking on private property without the consent of the owner or occupant and to provide for the towing away of motor vehicles thereon;

**AND WHEREAS** the Council adopted By-law No's., 2003-102, 2004-03, 2005-35, 2005-78, 2006-71, 2008-72, 2009-65, 2012-47 and 2013-26 amending Schedule "A" to By-law No. 2003-58 being a list of Private Property Parking Prohibitions;

**AND WHEREAS** the Council of the Town of Tecumseh deems it desirable to further amend Schedule "A" to By-law No. 2003-58, as requested by the owner of 1300 & 1310 Lesperance Road;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF TECUMSEH ENACTS AS FOLLOWS:**

1. **THAT** Schedule "A", as amended, to By-law No. 2003-58 is hereby deleted in its entirety and shall be replaced with Schedule "A" attached hereto.
2. **THAT** By-law No. 2013-26 and any by-law inconsistent with this by-law is hereby repealed.
3. **THAT** this By-law shall come into full force and take effect on the date of the third and final reading thereof.

**READ** a first, second and third time and finally passed this 26th day of March, 2019.

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Gary McNamara, Mayor

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Laura Moy, Clerk

**SCHEDULE "A"**

**BY-LAW 2003-58  
As amended by By-law No. 2014-24**

**PRIVATE PROPERTY PARKING PROHIBITION**

<u>Street Address</u>	<u>Part Legal Description</u>	<u>Currently known as</u>
12050 Arbour Street	Part Lot 150 Concession No. 2 School Board	Windsor-Essex Catholic District
4215 11 <sup>th</sup> Concession Road	South Part Lot 17 Concession 10	St. Clair Baptist Church
13300 Lanoue Street	Concession 2, Part Lot 156, Part 8, Plan 12R-16249	Lakeland Plaza
1050-1052 Lesperance Road	Lots 5 to 8 on Plan 634 and Pt Lots 137 to 140 on Plan 634	Shaban Dental Clinic
1125 Lesperance Road	Plan 468, Part Lot 13	Family Video
1613 Lesperance Rd.	Pt Lot 151 Conc 2 Parts 1 & 2 Plan 12R-9424	Tecumseh Home Hardware
1071 Lesperance Rd.	Plan 526 Lot 2 Part Lot 3 Plan 12R-19087	Akasaka Restaurant
3075 Manning Road	Part Gore Lot 1, Conc 12 Part 1, Plan 12R-8816	Tim Horton's (Store No. 1928)
12216-12218 Riverside Drive	Part Lot 151 Concession 1	
13797 Riverside Drive	Concession West Pike Creek Part Gore Lot	Lakeview School
14134 Riverside Drive	Lots 25 – 27 Part Lot 24 Plan 1261	Beach Grove Golf & Country Club
2475 St. Alphonse St.	Lots 118 to 123, Lots 203 to 208, Lots 63, 117 and 209 Part Block E RP12R3052, Part 1	Extendicare Tecumseh
	Lots 57 to 62, Plan 1380	
11811 Tecumseh Road	Part Lot 147, RP 12R9599 Concession 2	Tecumseh Medical Plaza Inc.
11845 Tecumseh Road	Lot 147, Conc 2 Parts 1, Plan 12R-9234	Tim Horton's (Store No. 1580)

**SCHEDULE "A"**

**BY-LAW 2003-58  
As amended by By-law No. 2014-24**

**PRIVATE PROPERTY PARKING PROHIBITION**

<u>Street Address</u>	<u>Part Legal Description</u>	<u>Currently known as</u>
11873 Tecumseh Road	Part Lots 147 & 148 Concession 2	JFJ Plaza (Windsor) Ltd.
11917 Tecumseh Road	Part Lot 148 Concession 2	Tecumseh Eastview Apartments
12053 Tecumseh Road	Part Lot 150 Concession 2	Amani's Convenience Store
12360 Tecumseh Road	Part Lots 152 & 153 Parts 2 & 4 Plan 12R-20301	Naples Pizza
13029 Tecumseh Road	Part Lot 155 Concession No. 2	Fong's Villa Restaurant
13039-13041 Tecumseh Road	Parts 2 and 4 Plan 12R-13671	Town and Country Plaza
310 Village Grove	Essex Condo Plan 52	
320 Village Grove	Essex Condo Plan 54	
1300 & 1310 Lesperance Road	Part Lots 24 & 25 Plan 12R - 26835 Pats 1 to 6	St. Anne Arms Apartments