

By-law 2020-152

A By-law of the City of Greater Sudbury to Temporarily Close Certain Sidewalks, Bicycle Lanes, Cycle Tracks and Multi-use Paths in the City of Greater Sudbury during the Period from November 1st to April 30th Inclusive

Whereas in accordance with the provisions of Section 9 of the *Municipal Act, 2001*, S.O. 2001, c. 25, the Council of every municipality may pass by-laws respecting health, safety and well-being of persons; and respecting services and things that the municipality is authorized to provide as being necessary or desirable for the public;

And Whereas municipalities have the authority to close all or part of a highway under its jurisdiction;

And Whereas s.16.8 of O. Reg. 239/02, dealing with Minimum Maintenance Standards for Municipal Roads provides in part that where a municipality closes a highway or part of a highway pursuant to its powers under the *Municipal Act, 2001*, 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 closure until the highway is re-opened by the municipality;

And Whereas Council for the City of Greater Sudbury has determined that it does not have the resources to provide winter maintenance services for all sidewalks, bicycle lanes, cycling facilities and multi-use paths in the City in accordance with the standards set out in O. Reg. 239/02 as amended and has amended its level of service policy;

And Whereas the health, safety and well-being of pedestrians and cyclists may be at risk if using the parts of the Highway not receiving winter maintenance in accordance with the standards in O. Reg. 239/02;

And Whereas by resolution OP2019-14 of the Operating Committee, adopted by Council for the City of Greater Sudbury under resolution CC2019-238 and resolution OP2019-19 of the Operating Committee, adopted by Council for the City of Greater Sudbury under CC2019-331 and subsequently amended by resolution #CC2019-350, Council approved the active transportation winter maintenance policy for designated cycling facilities, sidewalks and off-road/recreational trails;

And Whereas in addition to adopting maintenance standards Council for the City of Greater Sudbury has determined that it is in order to close certain bicycle paths, cycle facilities, multi-use paths and sidewalks forming part of City highways during the period from November 1st in one year to and including April 30th of the next following year;

Now therefore Council of the City of Greater Sudbury hereby enacts as follows:

Terminology

1. For the purposes of this By-law:

"Bicycle Lane" means a portion of the Highway that has been designated for the exclusive use of cyclists in Schedule "T" - Part 1, of the Traffic and Parking By-law and so indicated by pavement markings or an official sign or both;

"Boulevard" means all parts of the Highway save and except any Roadway, Shoulder or Sidewalk;

"Crosswalk" means,

- (a) that part of a Highway at an intersection that is included within the connections of the lateral lines of the Sidewalks on opposite sides of the Highway measured from the curbs or, in the absence of curbs, from the edges of the Roadway, or
- (b) any portion of a Roadway at an intersection or elsewhere distinctly indicated for pedestrian crossings by signs or by lines or other markings on the surface;

"Cycle Track" means that part of a Boulevard, adjacent to, but vertically separated from the Roadway, and raised to the level of the Sidewalk or to an intermediate level between the Sidewalk and the Roadway, that has been designated for the exclusive use of cyclists in Schedule "T" - Part 2 of the Traffic and Parking By-law and so indicated by pavement markings or an official sign or both;

"Highway" includes a common and public highway, street, avenue, parkway, driveway, square, place, ridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the areas between the lateral property lines thereof;

"Multi-Use Path" means that part of a Shoulder or a Boulevard which has been set aside and improved for the exclusive use of pedestrians and cyclists in Schedule "T" - Part 3 of the Traffic and Parking By-law and so indicated by pavement markings or an official sign or both. A Multi-Use Path is distinct from and does not include a Sidewalk;

"Roadway" means the part of the Highway that is improved, designed or ordinarily used for vehicular traffic, but does not include the Shoulder, and where a Highway includes two or

more separate Roadways, the term "Roadway" refers to any one roadway separately and not to all of the roadways collectively;

"Shoulder" means the portion of a Highway that provides lateral support to the Roadway and that may accommodate stopped motor vehicles and emergency use;

"Sidewalk" means 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

"Traffic and Parking By-law" means City's Traffic and Parking By-law 2010-1 as amended, replaced or restated from time to time.

Temporary Winter Closure of Certain Sidewalks

2. All Sidewalks within the geographic limits of the City of Greater Sudbury, except those identified on the plans attached as Schedules A-1 to A-34, are closed during the period from November 1st in every year to and including April 30th in the next following year.

Temporary Winter Closure of Bicycle Lanes and Cycle Tracks

3. All Bicycle Lanes and all Cycle Tracks identified on Schedule "T", Part 1 and Part 2 of the Traffic and Parking By-law are closed during the period from November 1st in every year to and including April 30th in the next following year.

Temporary Winter Closure of Multi-Use Paths - Cyclists

4. During the period from November 1st in every year to and including April 30th in the next following year, all Multi-Use Paths identified on Schedule "T", Part 3, of the Traffic and Parking By-law are closed to use by cyclists but remain open to use by pedestrians.

Repeal

5.(1) By-law 2019-167, being a By-law of the City of Greater to Temporarily Close Certain Sidewalks, Bicycle Lanes, Cycle Tracks and Multi-use Paths in the City of Greater Sudbury during the Period from November 1st to April 30th Inclusive is hereby repealed.

(2) The repeal of By-law 2019-167, does not affect:

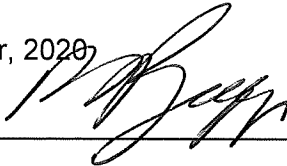
(a) the previous operation of the By-law so repealed; or

- (b) any right, privilege, obligation or liability acquired, accrued, accruing or incurred under the By-law so repealed.

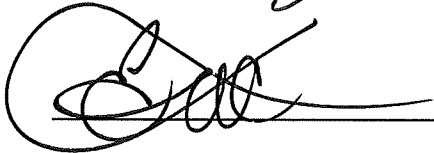
Effective Date

6. This By-law comes into effect upon passage.

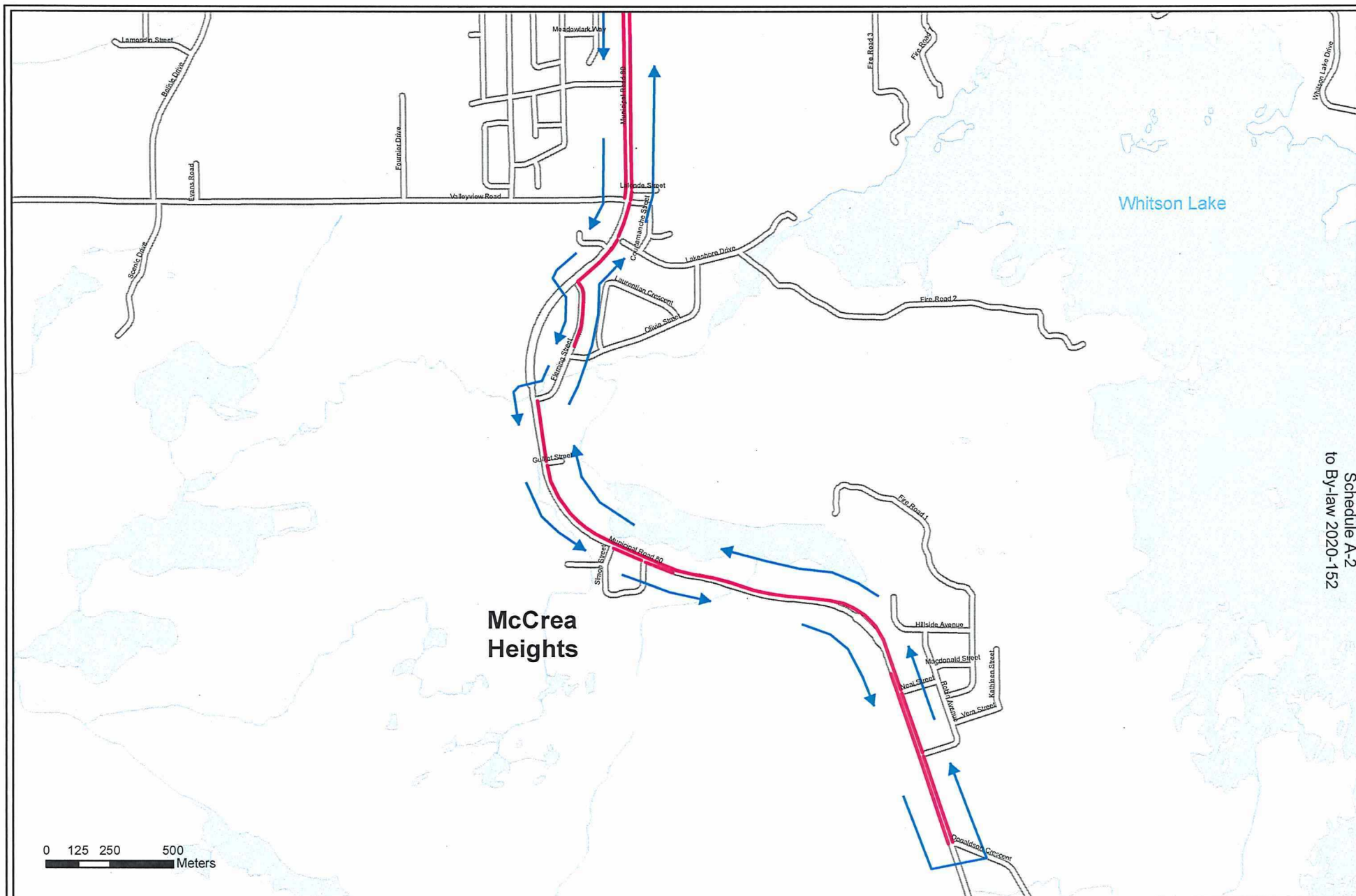
Read and Passed in Open Council this 6th day of October, 2020



Mayor



Clerk



Schedule A-2
to By-law 2020-152

NORTHEAST SECTION 2020-2021

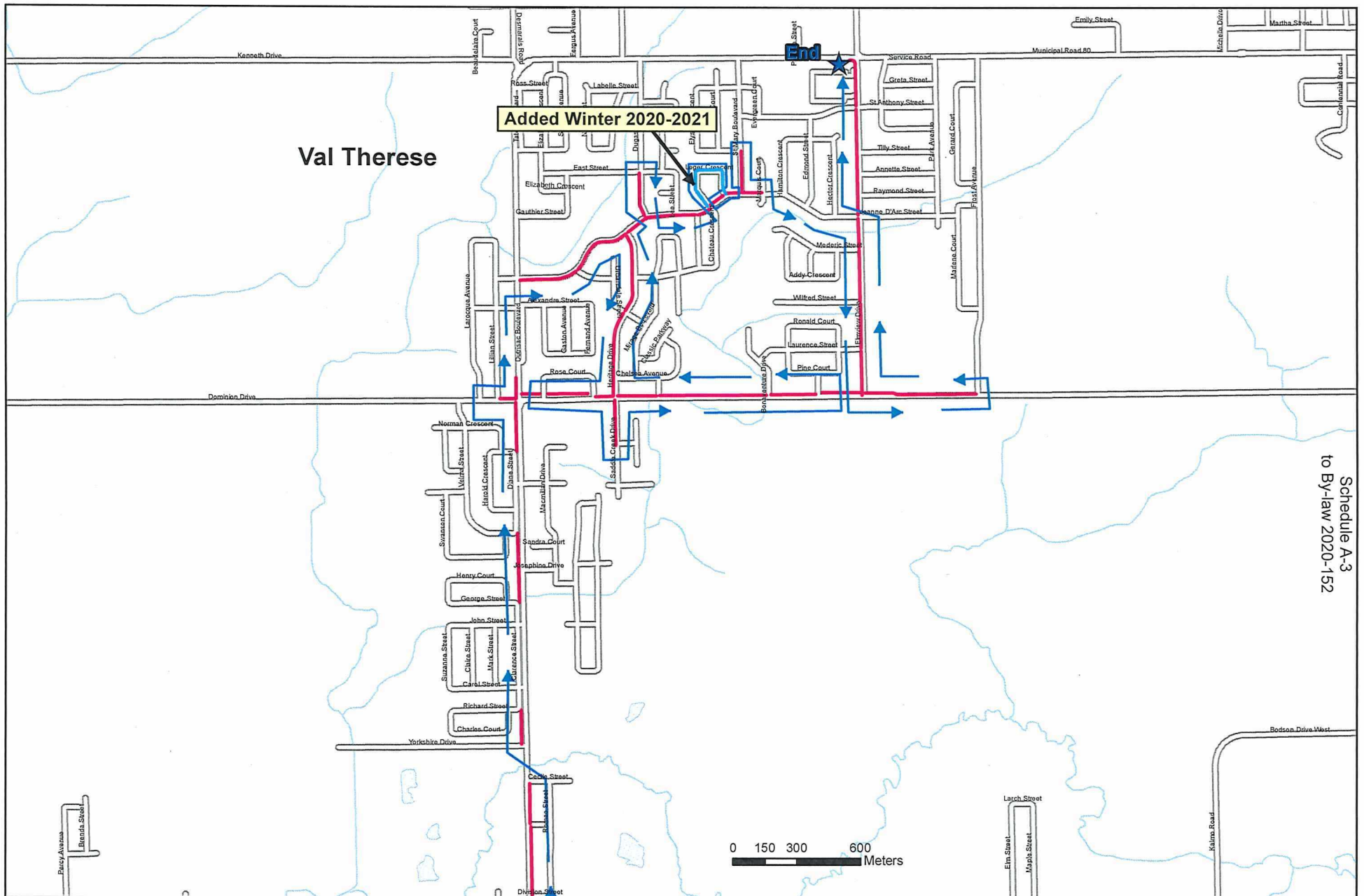
SIDEWALK 1

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

2 of 3

Vehicle: S-235-15



NORTHEAST SECTION 2020-2021

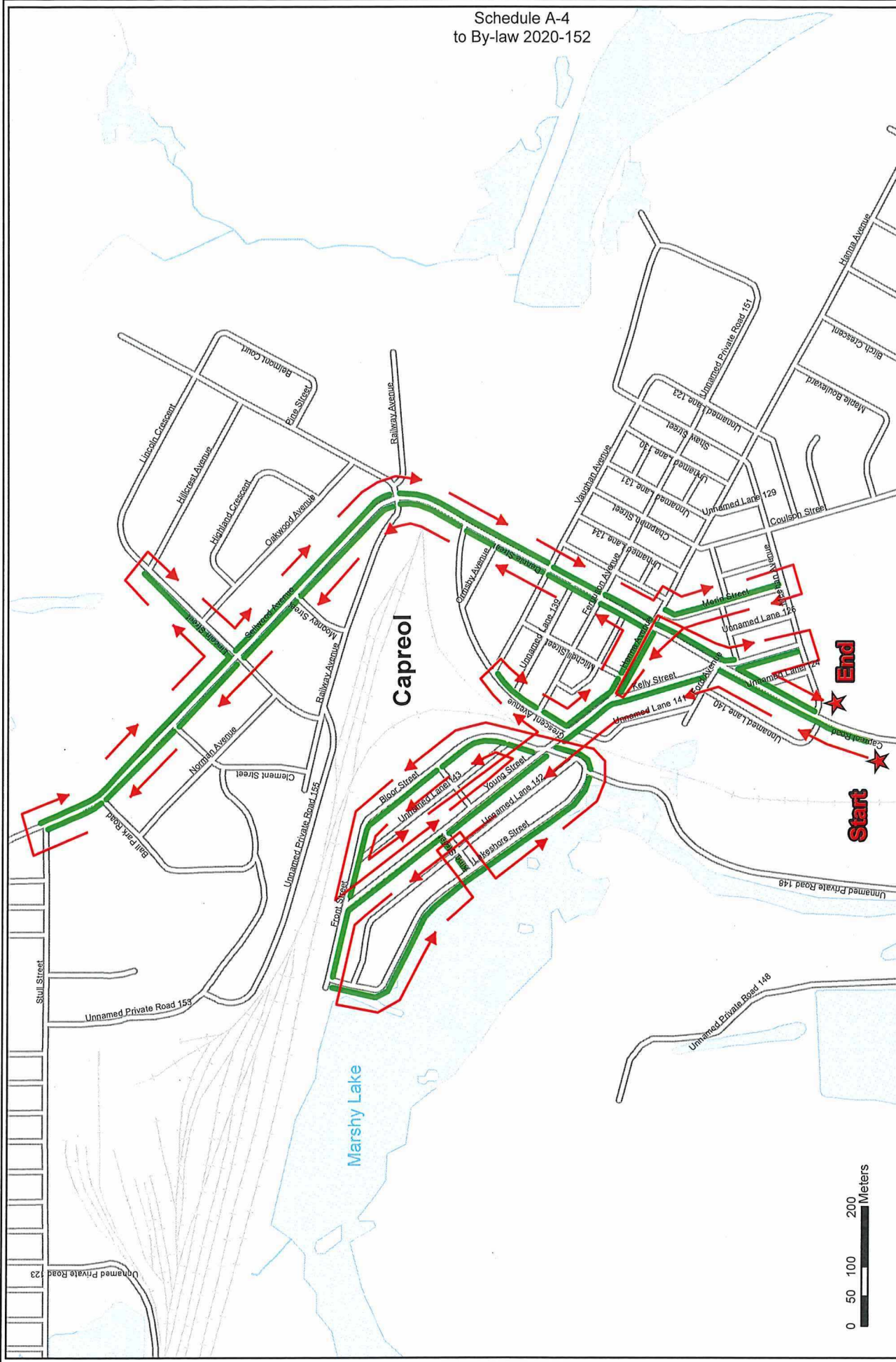
SIDEWALK 1

Date: July 13, 2020

3 of 3

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

Vehicle: S-235-15



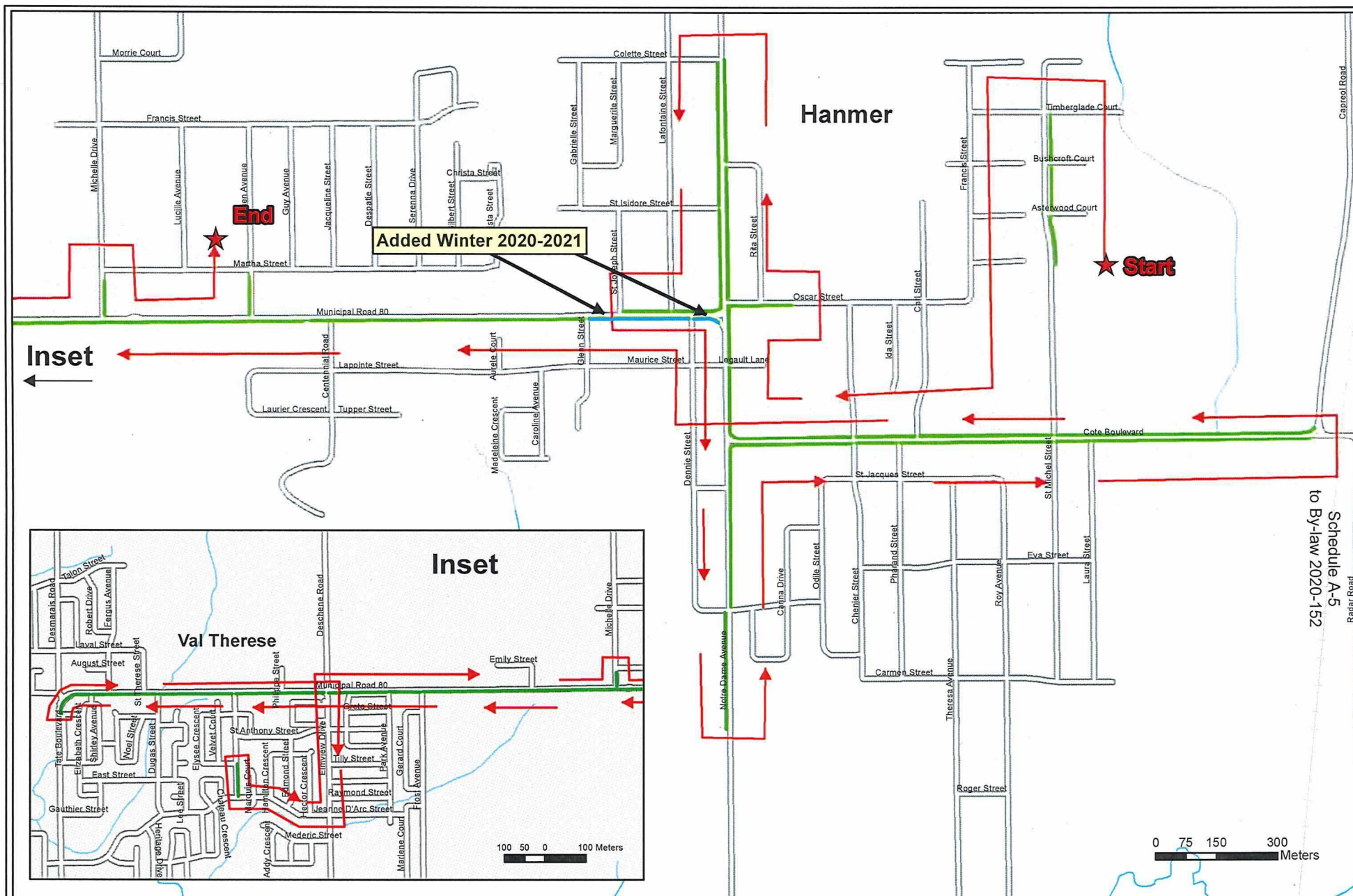
NORTHEAST SECTION 2020-2021

SIDEWALK 2

Date: July 13, 2020
Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

1 of 2

Vehicle: S-1252



NORTHEAST SECTION 2020-2021

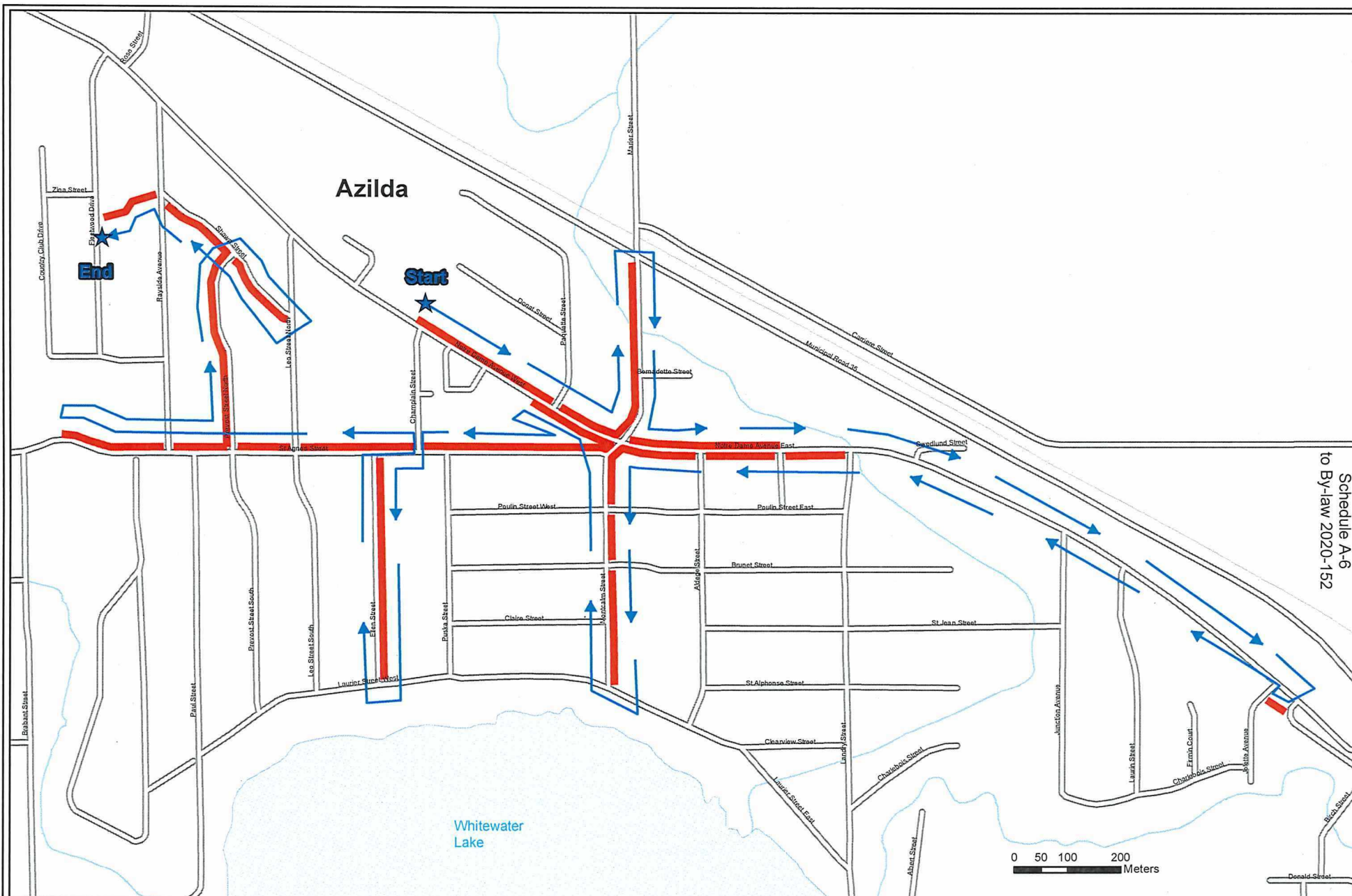
SIDEWALK 2

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

2 of 2

Vehicle: S-1252



Schedule A-6
to By-law 2020-152

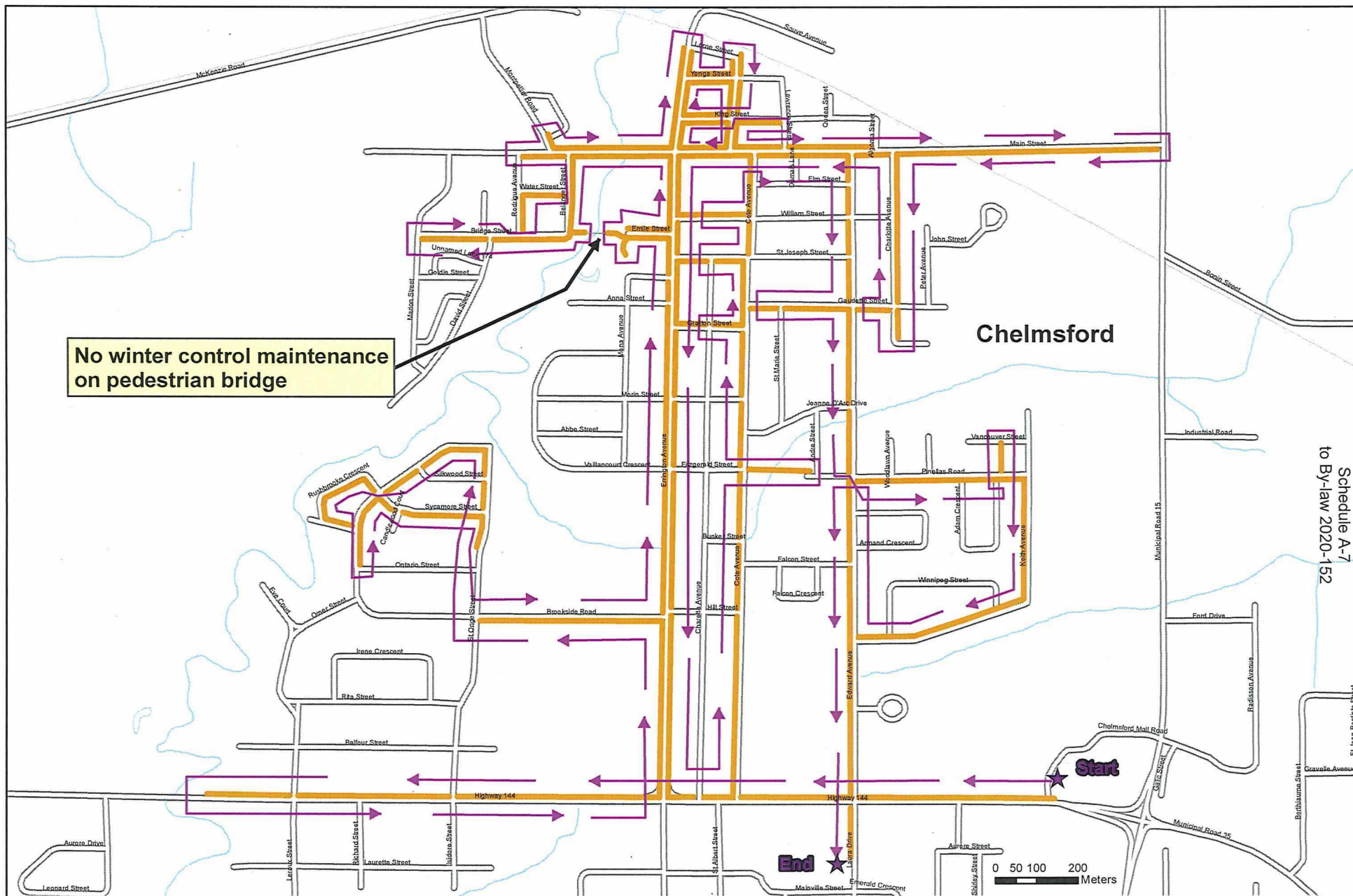
NORTHWEST SECTION 2020-2021

SIDEWALK 1

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

Vehicle: S-1251



NORTHWEST SECTION 2020-2021

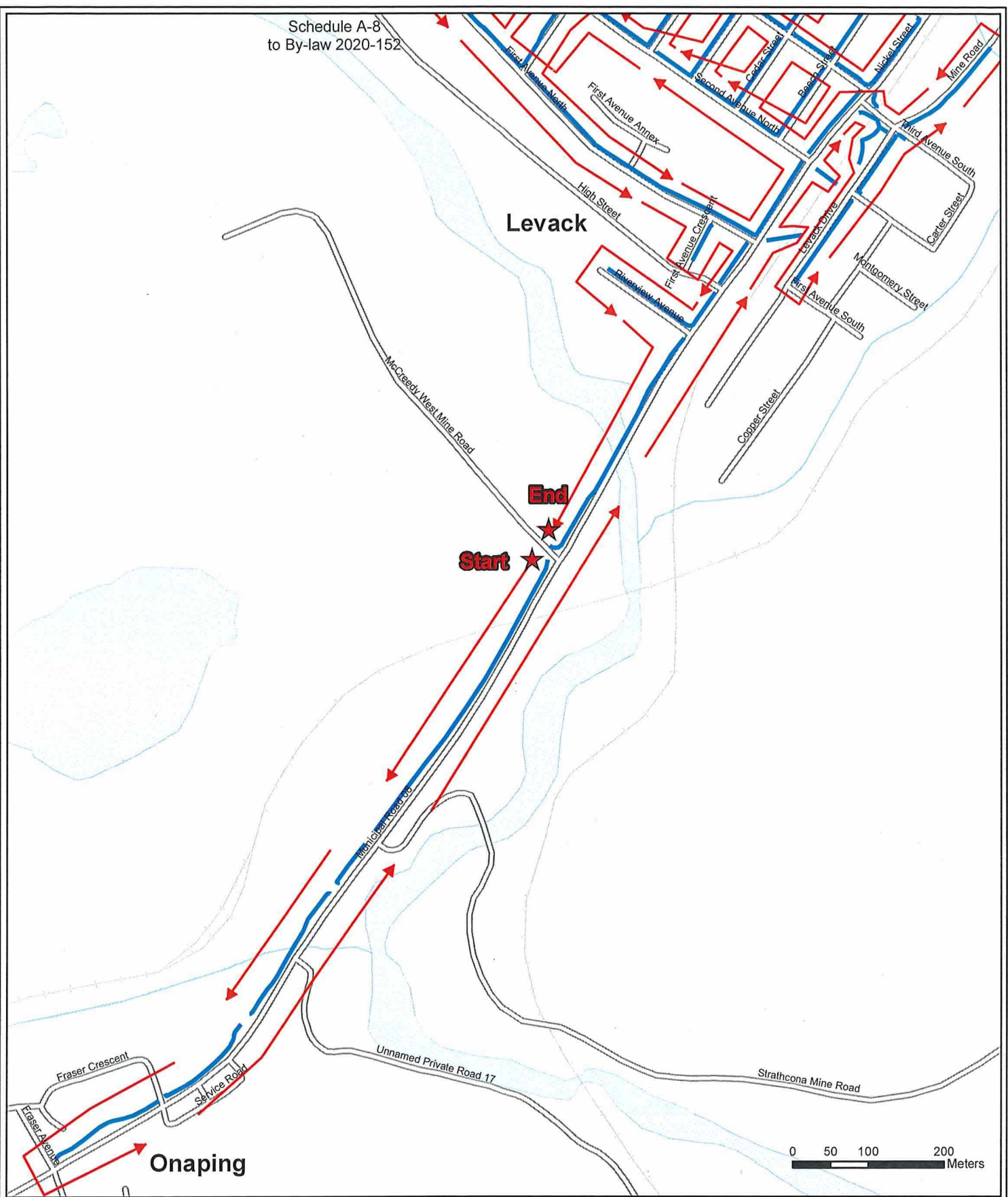
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Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

Vehicle: S-258-16

Schedule A-8
to By-law 2020-152

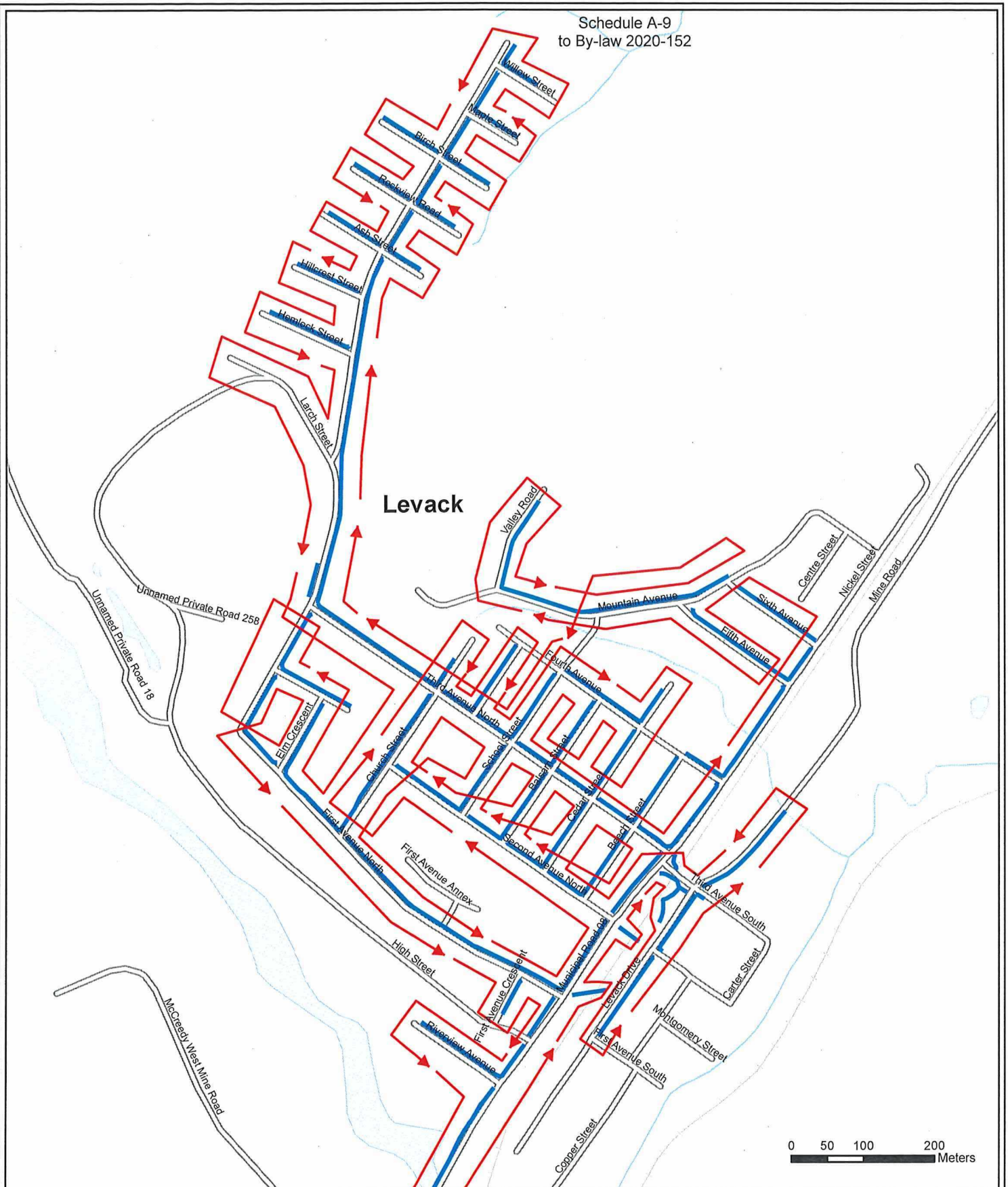


NORTHWEST SECTION 2020-2021

SIDEWALK 3

Date: July 13, 2020
Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

1 of 2
Vehicle: S-262-18



NORTHWEST SECTION 2020-2021

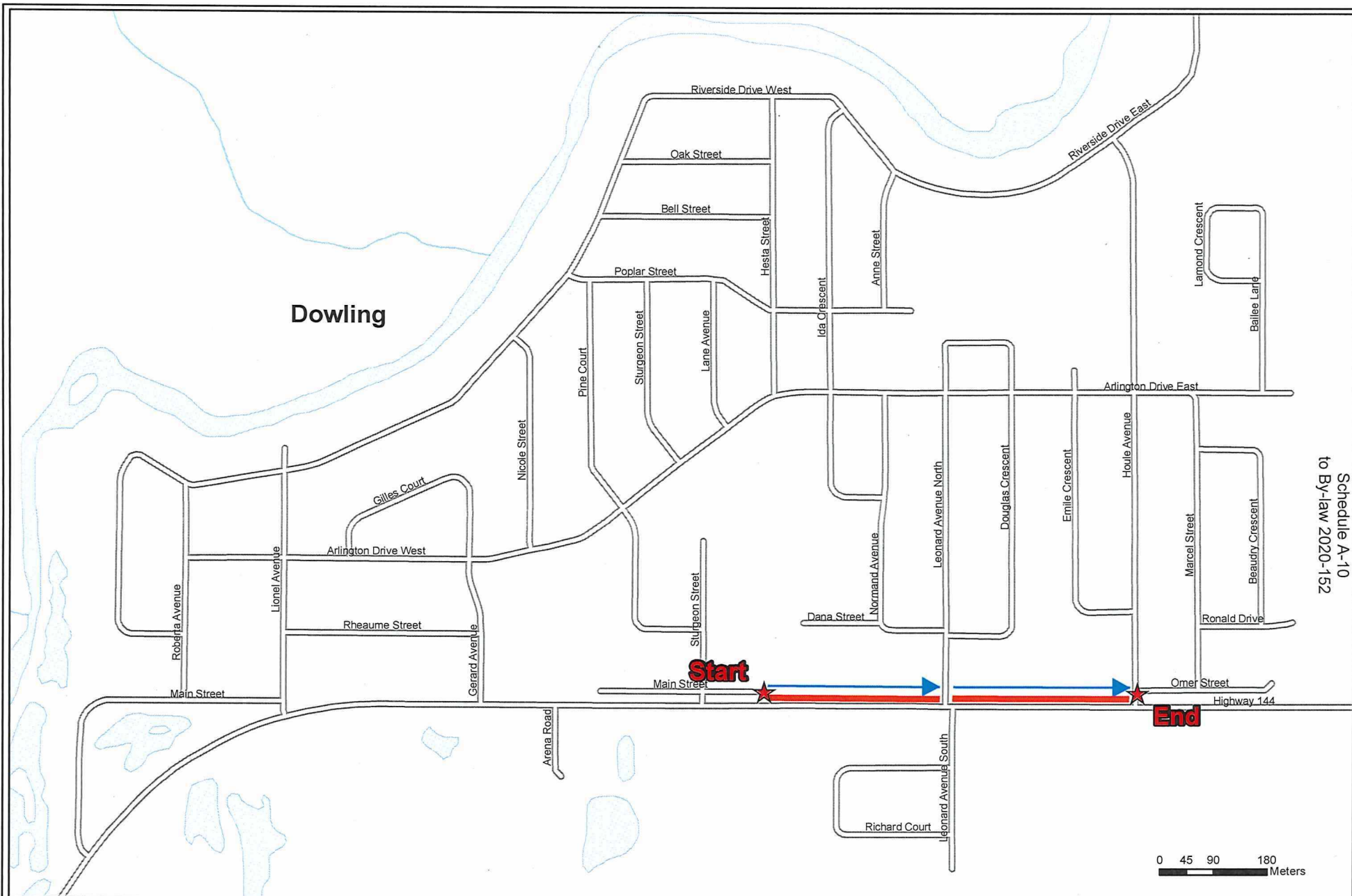
SIDEWALK 3

2 of 2

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

Vehicle: S-262-18



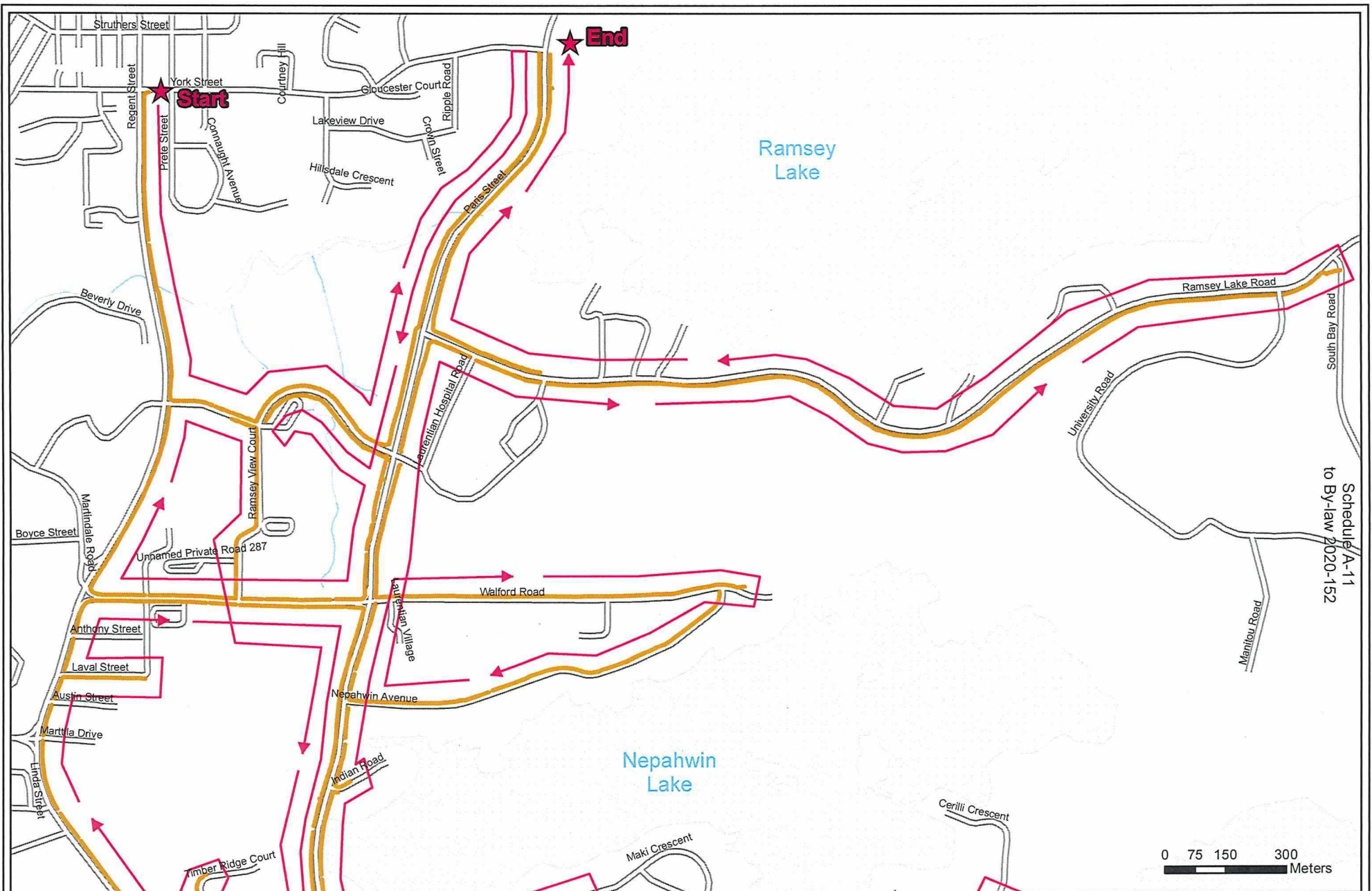
NORTHWEST SECTION 2020-2021

SIDEWALK 4

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

Vehicle: S-1242

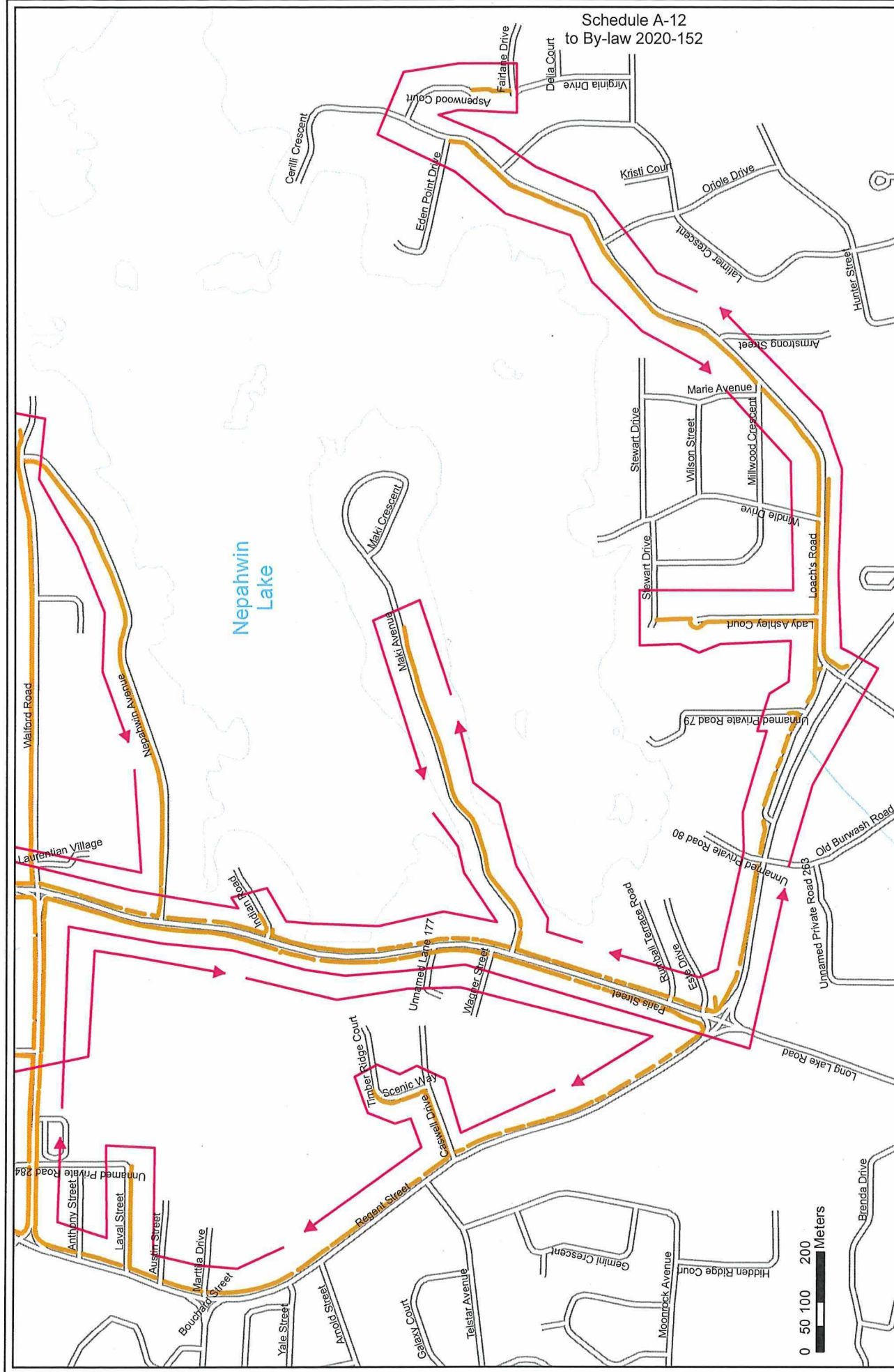


SOUTH SECTION 2020-2021

SIDEWALK 1

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

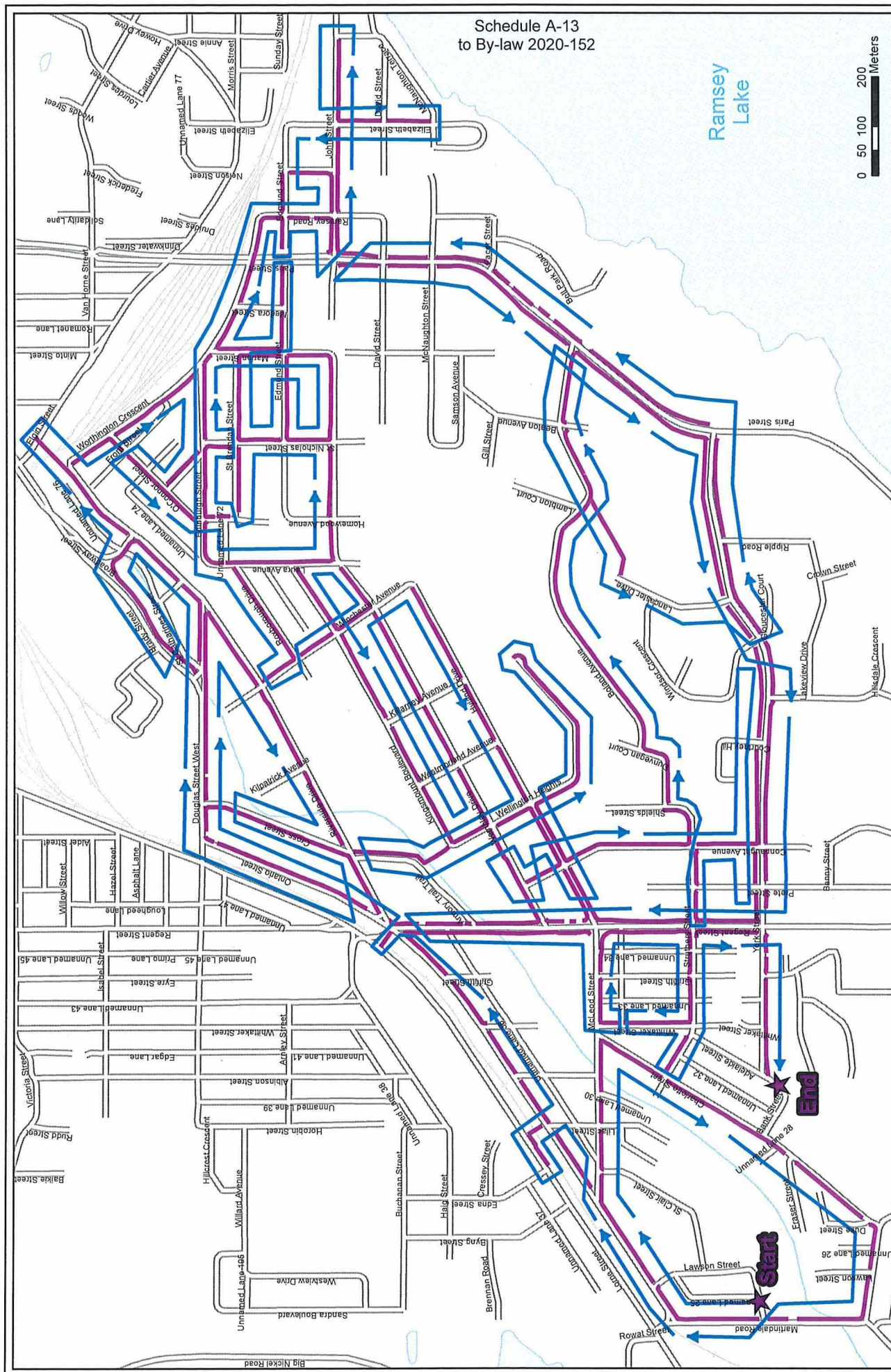


SOUTH SECTION 2020-2021

SIDEWALK 1

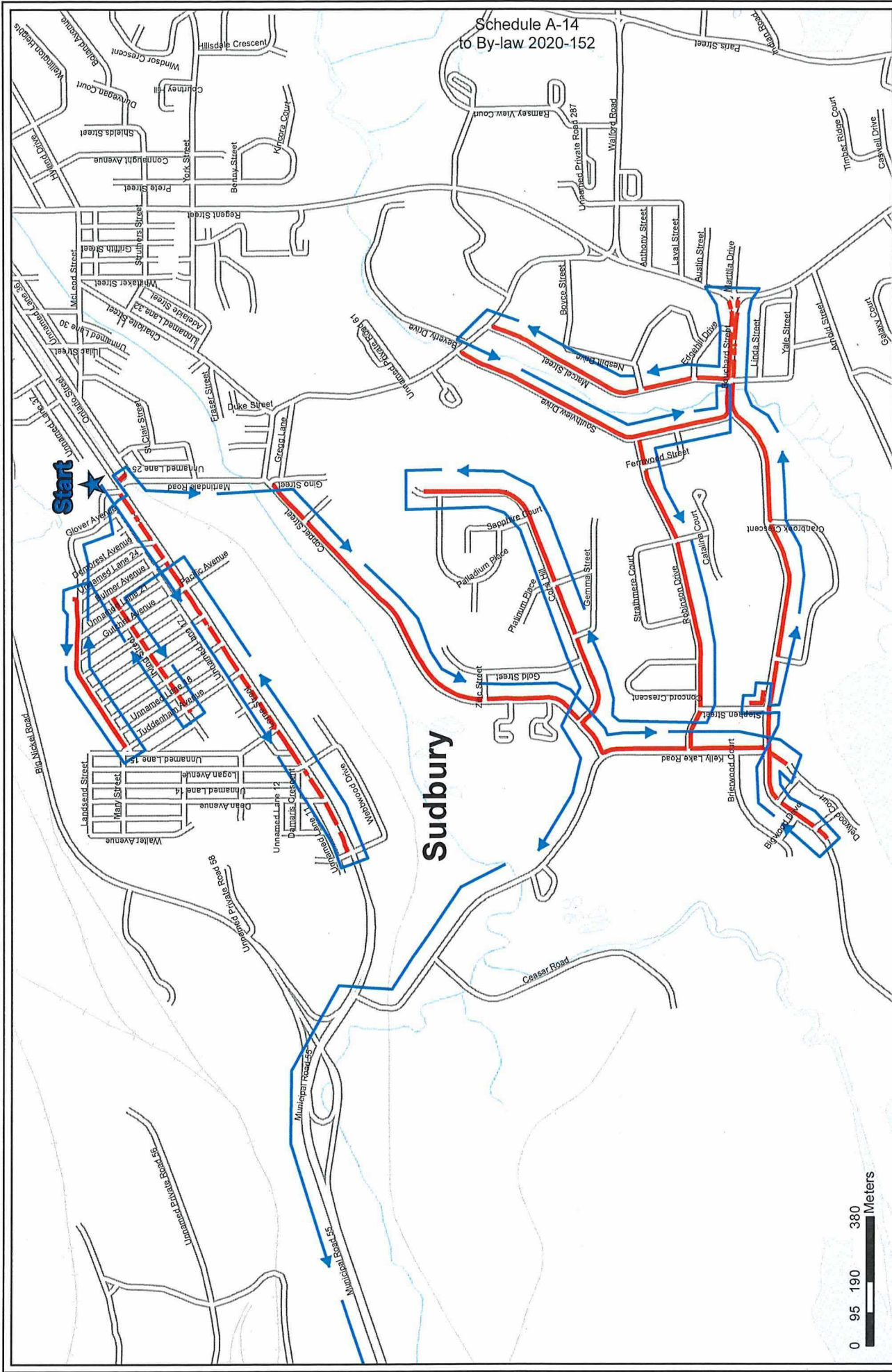
Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury



SOUTH SECTION 2020-2021

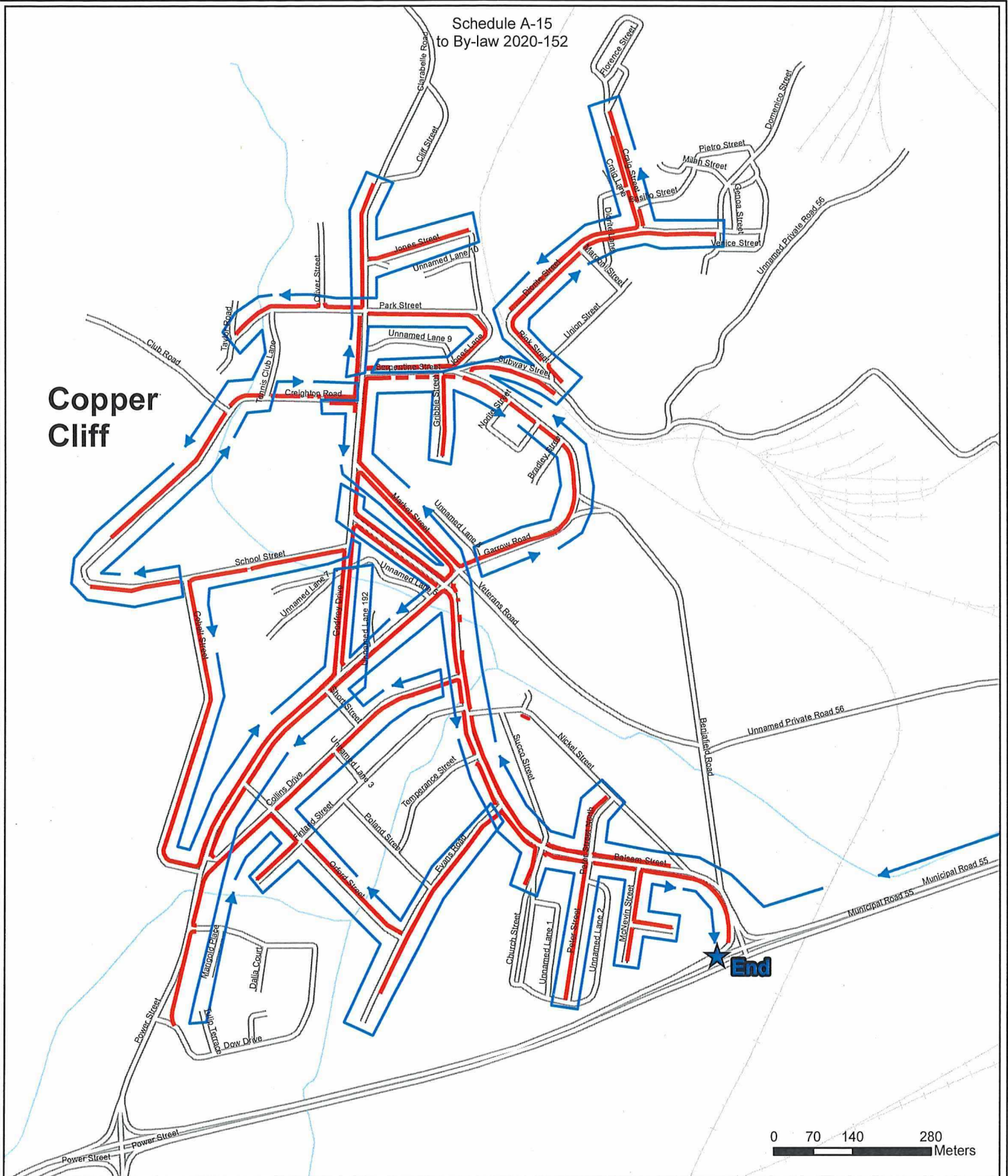
SIDEWALK 2



SIDEWALK 3

SOUTH SECTION 2020-2021

Copper
Cliff



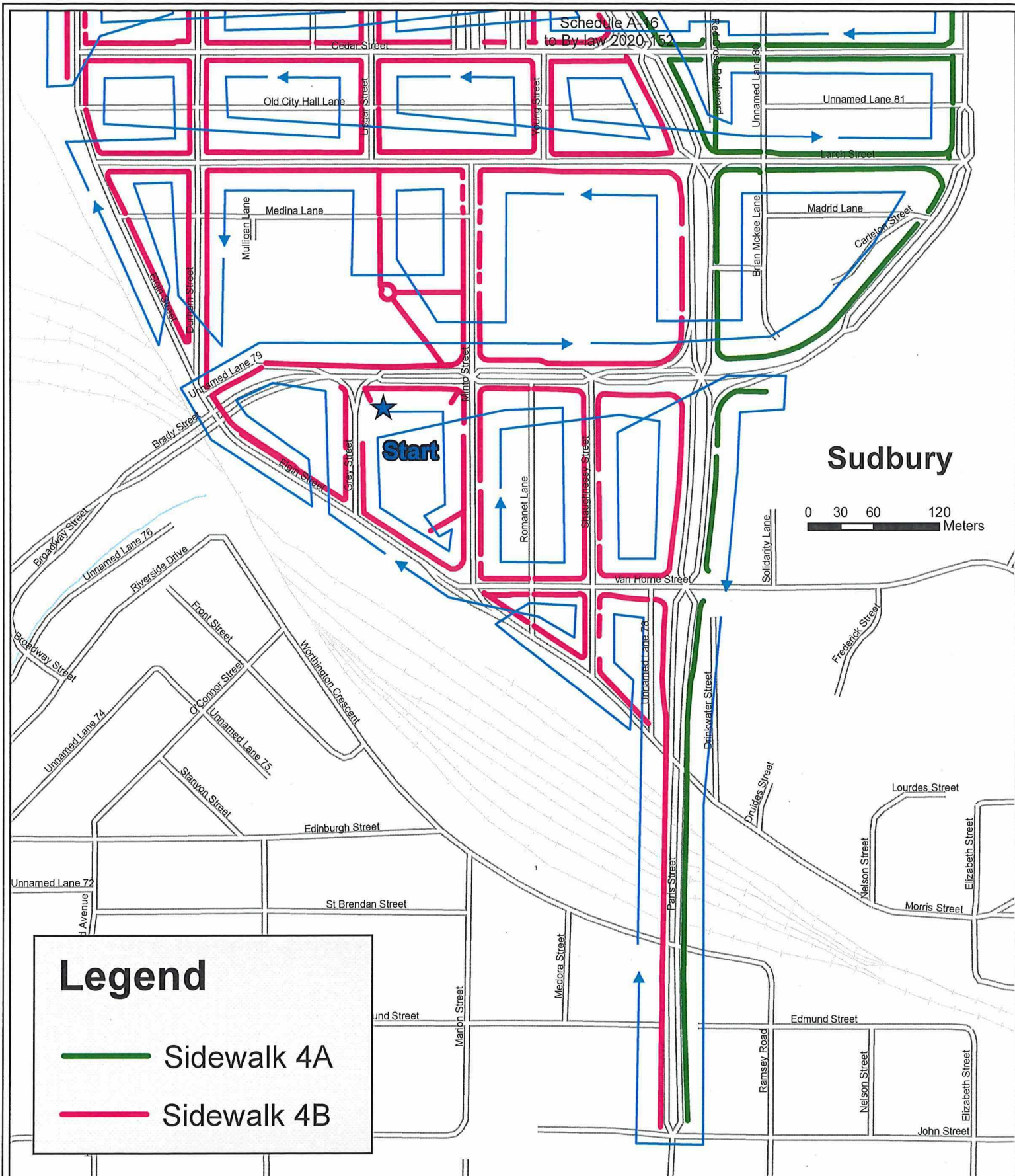
SOUTH SECTION 2020-2021

SIDEWALK 3

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

2 of 2



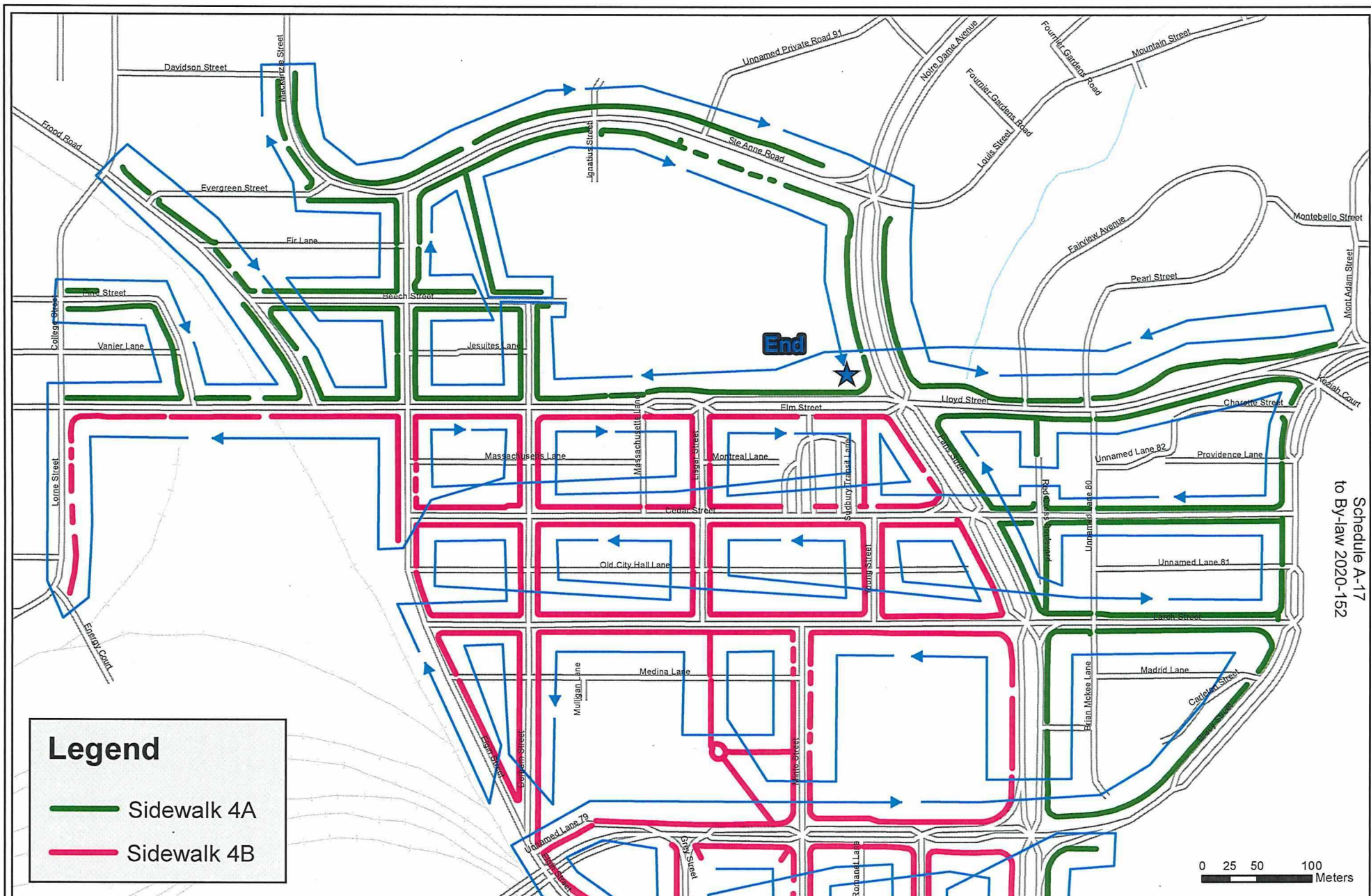
SOUTH SECTION 2020-2021

SIDEWALK 4

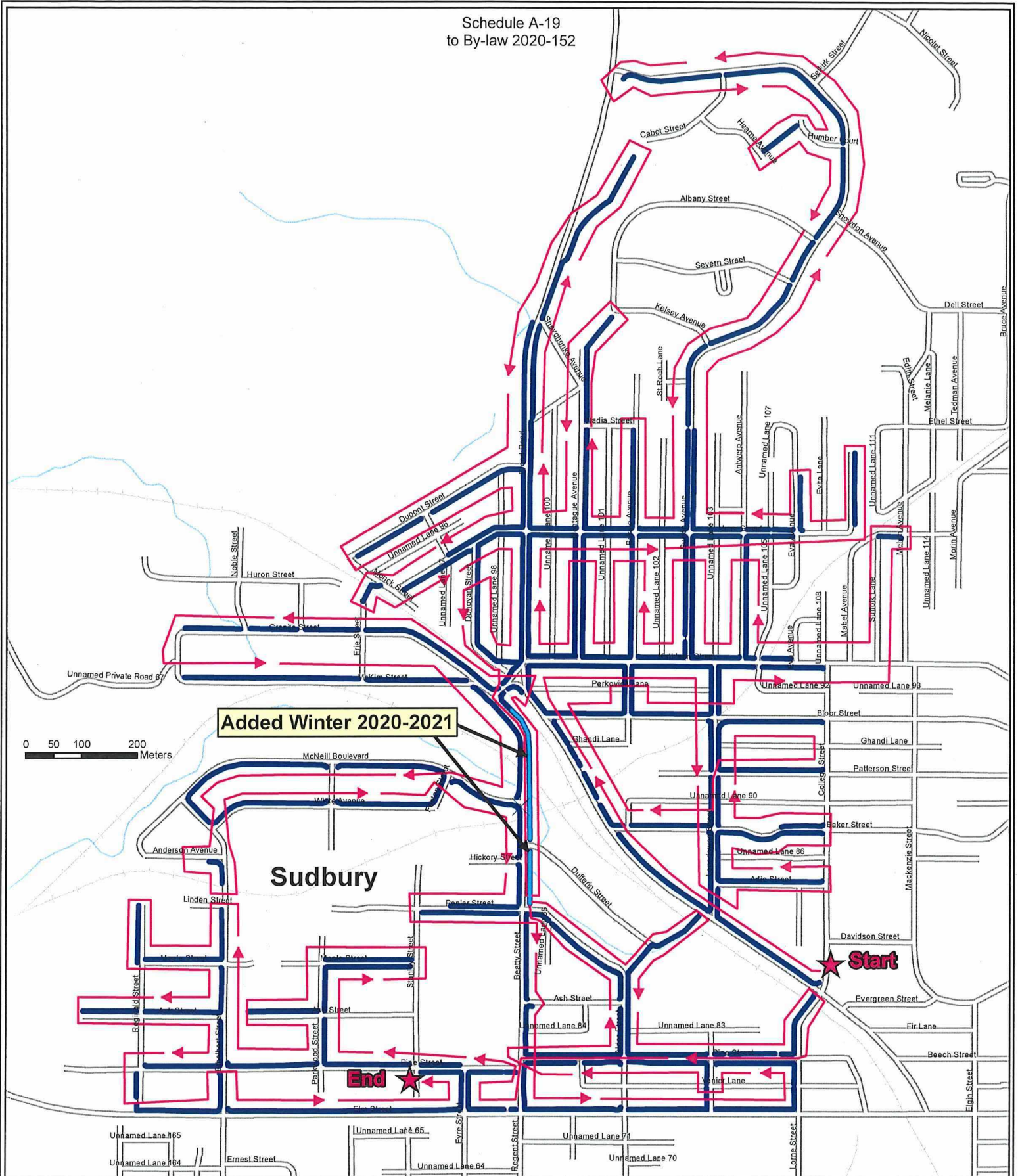
Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

1 of 2



Schedule A-17
to By-law 2020-152



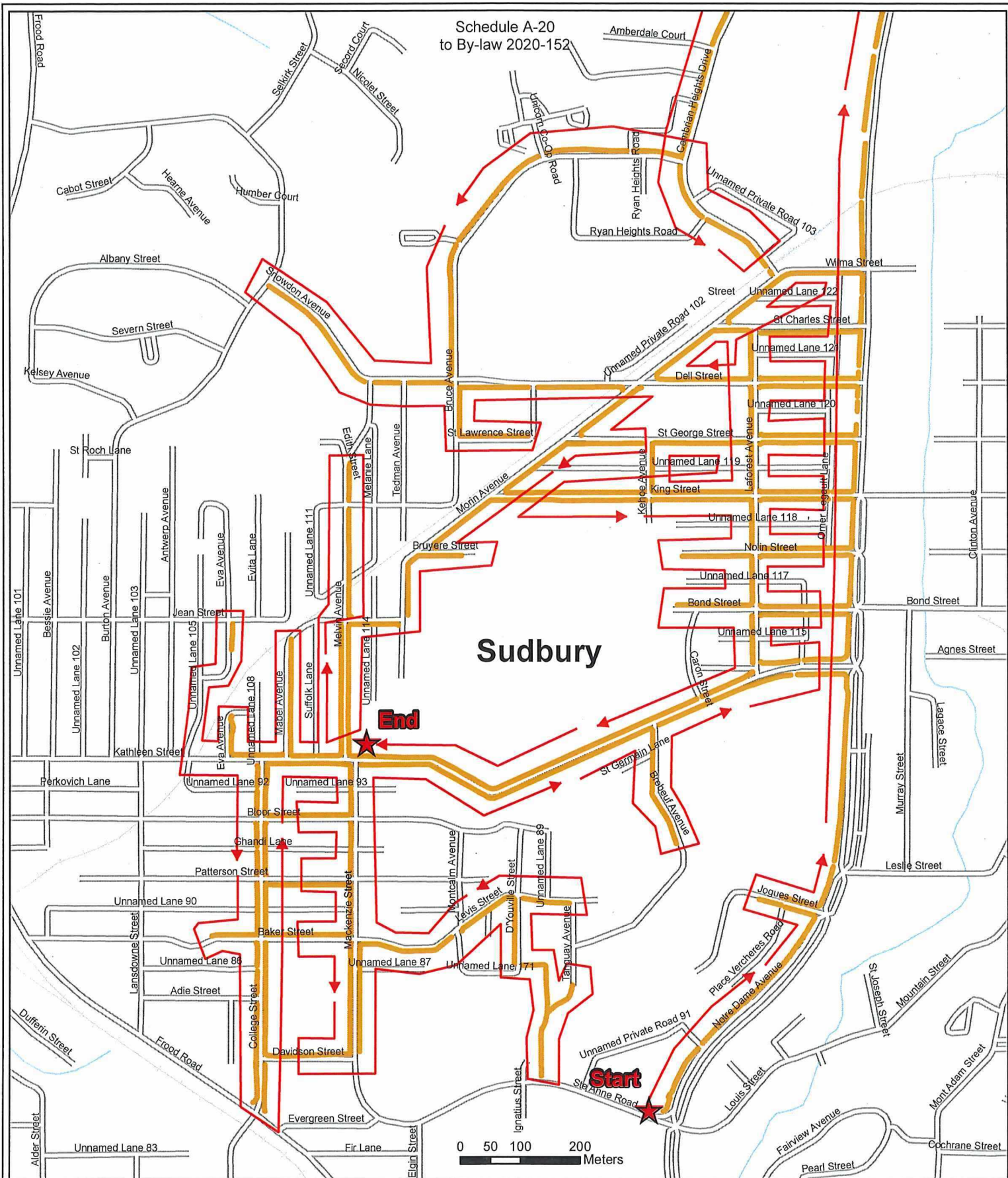
SOUTH SECTION 2020-2021

SIDEWALK 6

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

1 of 1

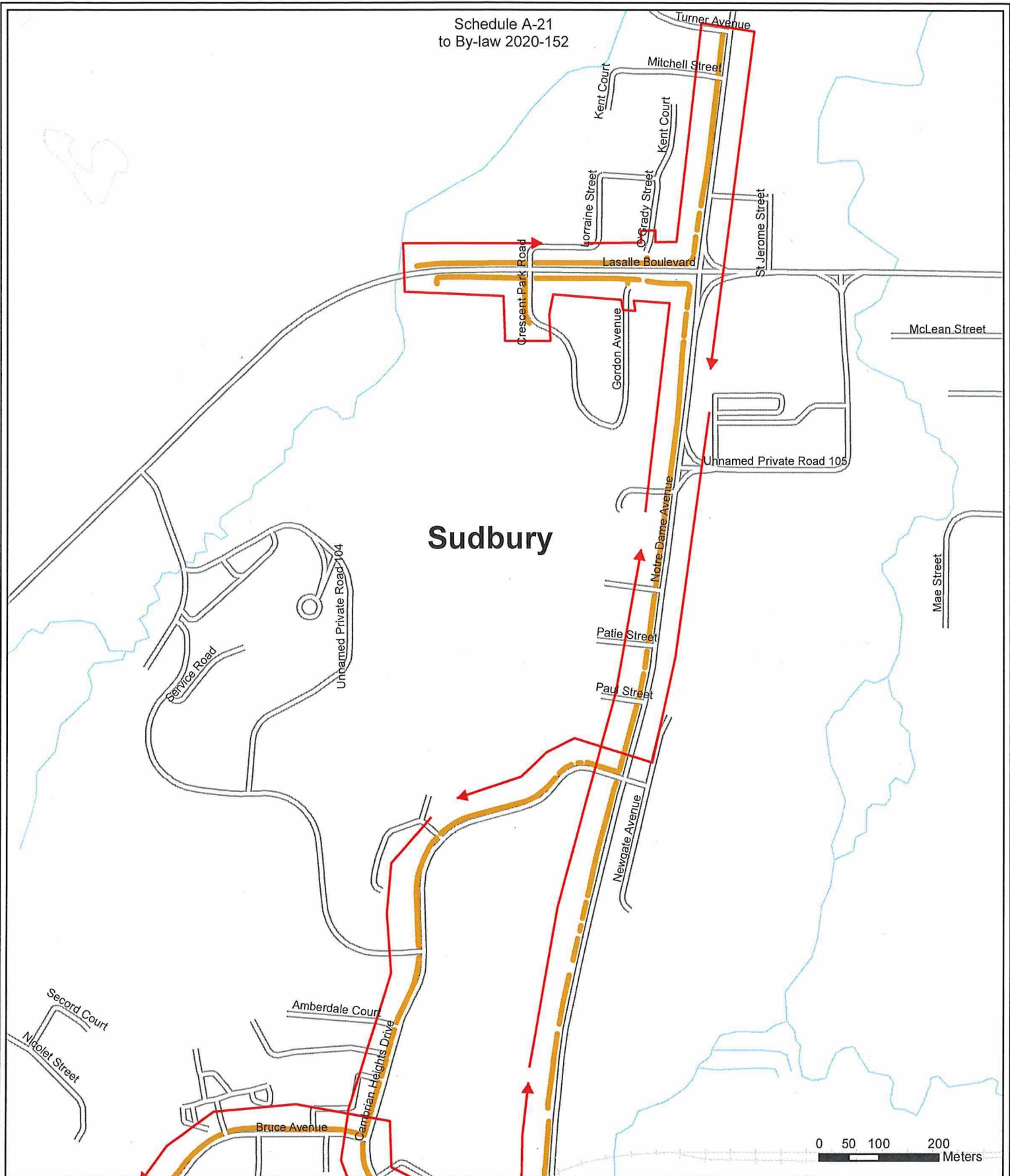


SOUTH SECTION 2020-2021

SIDEWALK 7

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

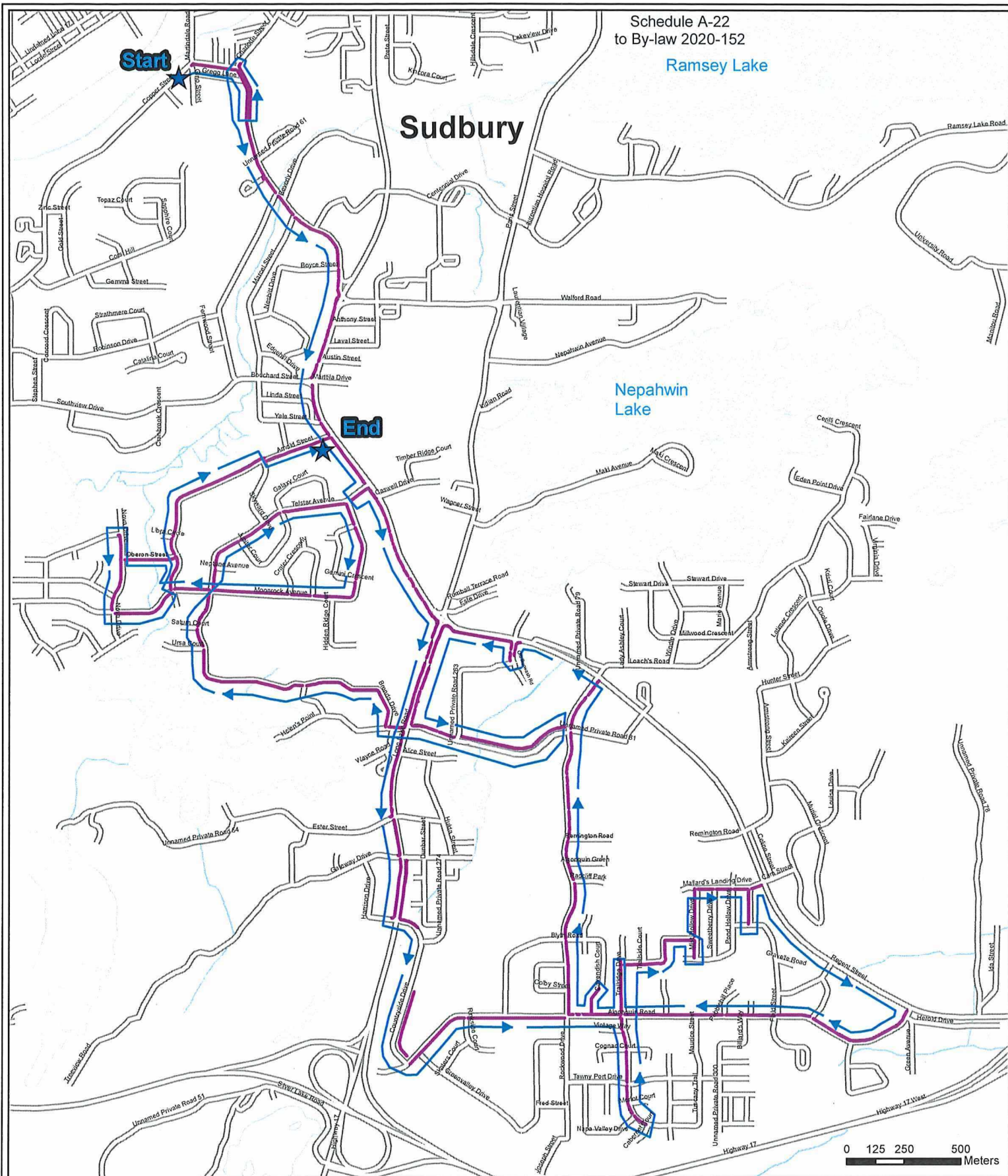


SOUTH SECTION 2020-2021

SIDEWALK 7

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

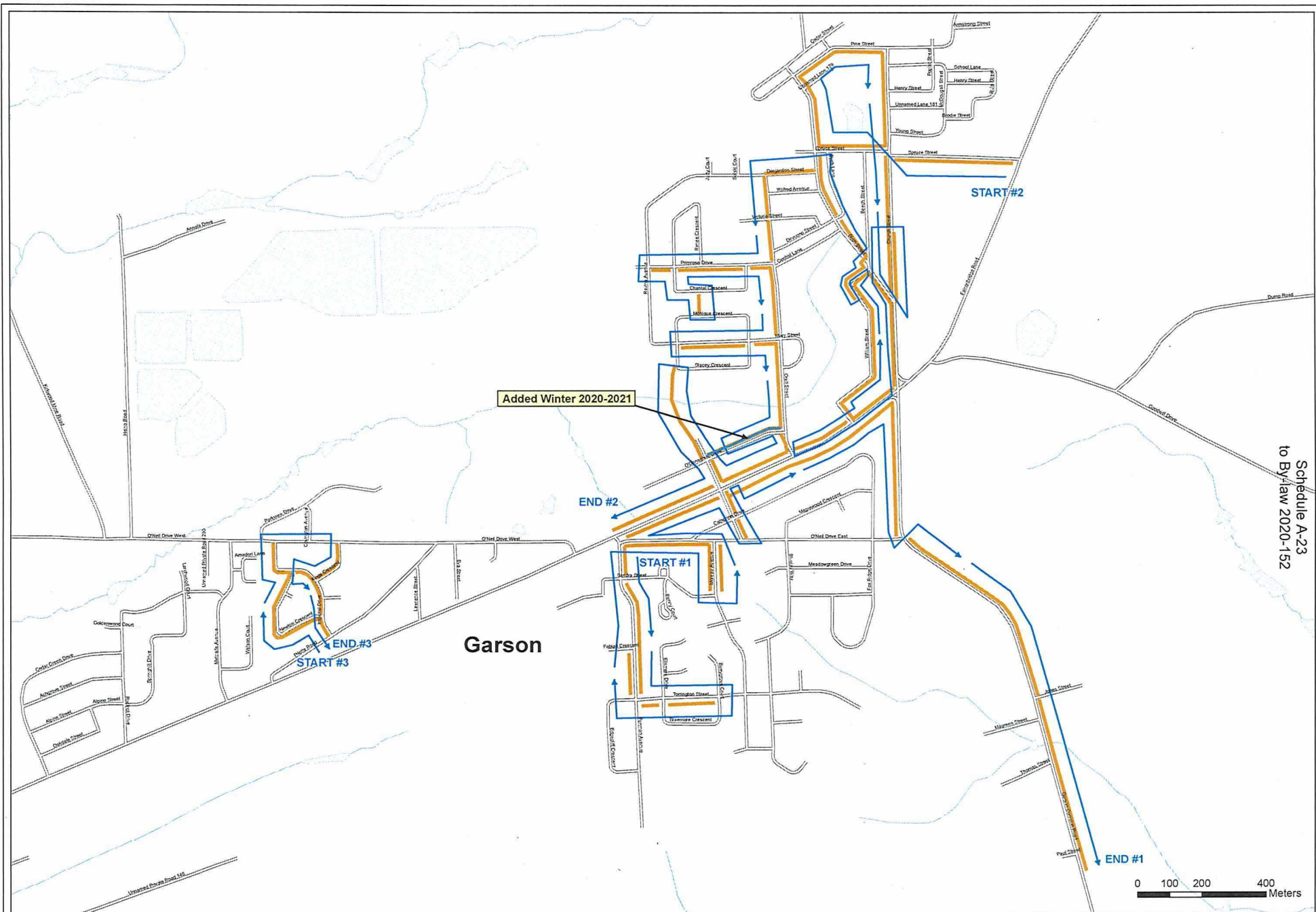


SOUTH SECTION 2020-2021

SIDEWALK 8

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury



Schedule A-23
to By-law 2020-152

Garson

SOUTHEAST SECTION 2020-2021

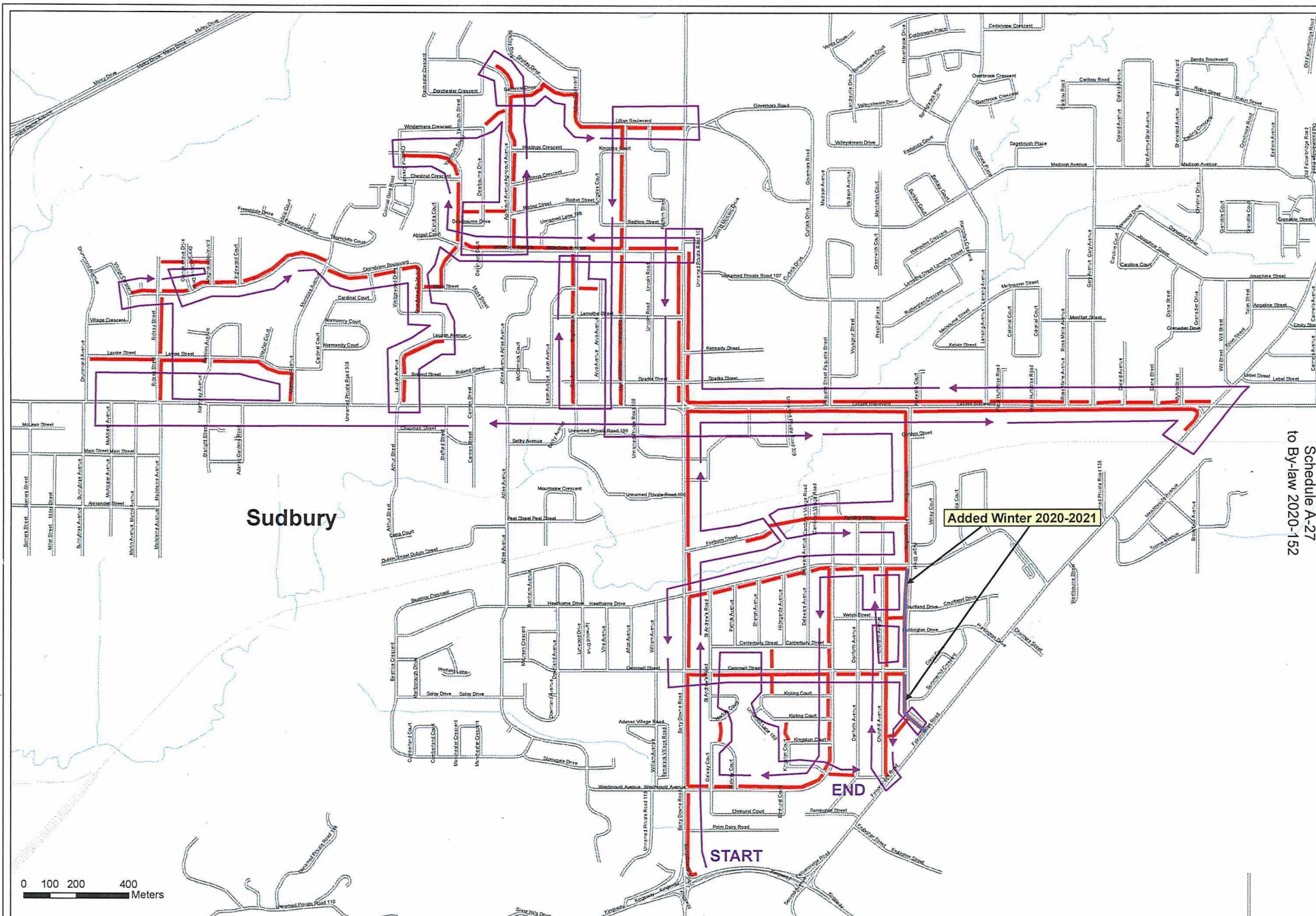
Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

SIDEWALK 1

1 of 2

Vehicle:



SOUTHEAST SECTION 2020-2021

Date: July 13, 2020

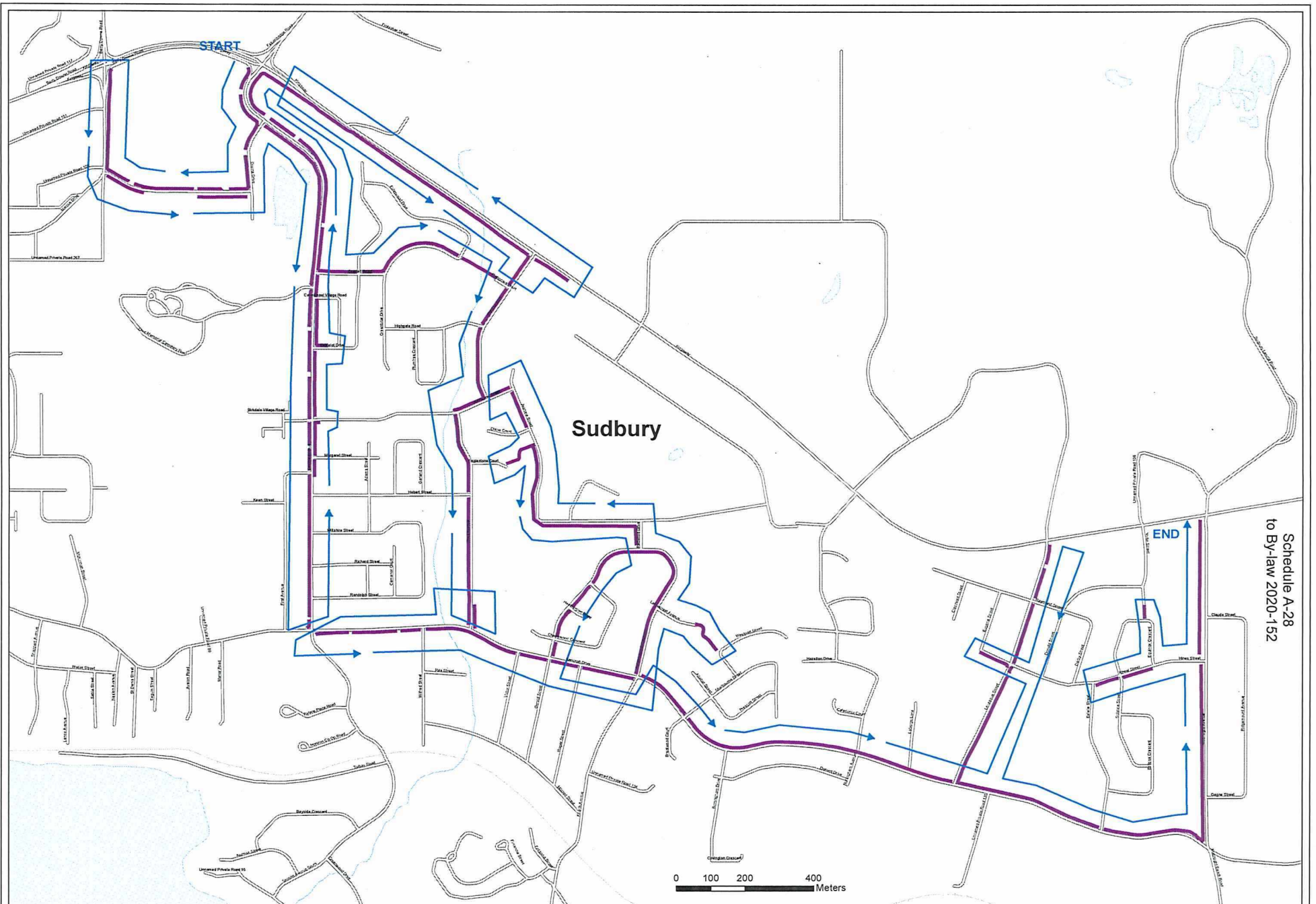
Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

SIDEWALK 4

1 of 1

Vehicle:

Schedule A-27
to By-law 2020-152



Schedule A-28
to By-law 2020-152

SOUTHEAST SECTION 2020-2021

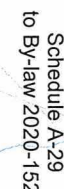
Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

SIDEWALK 5

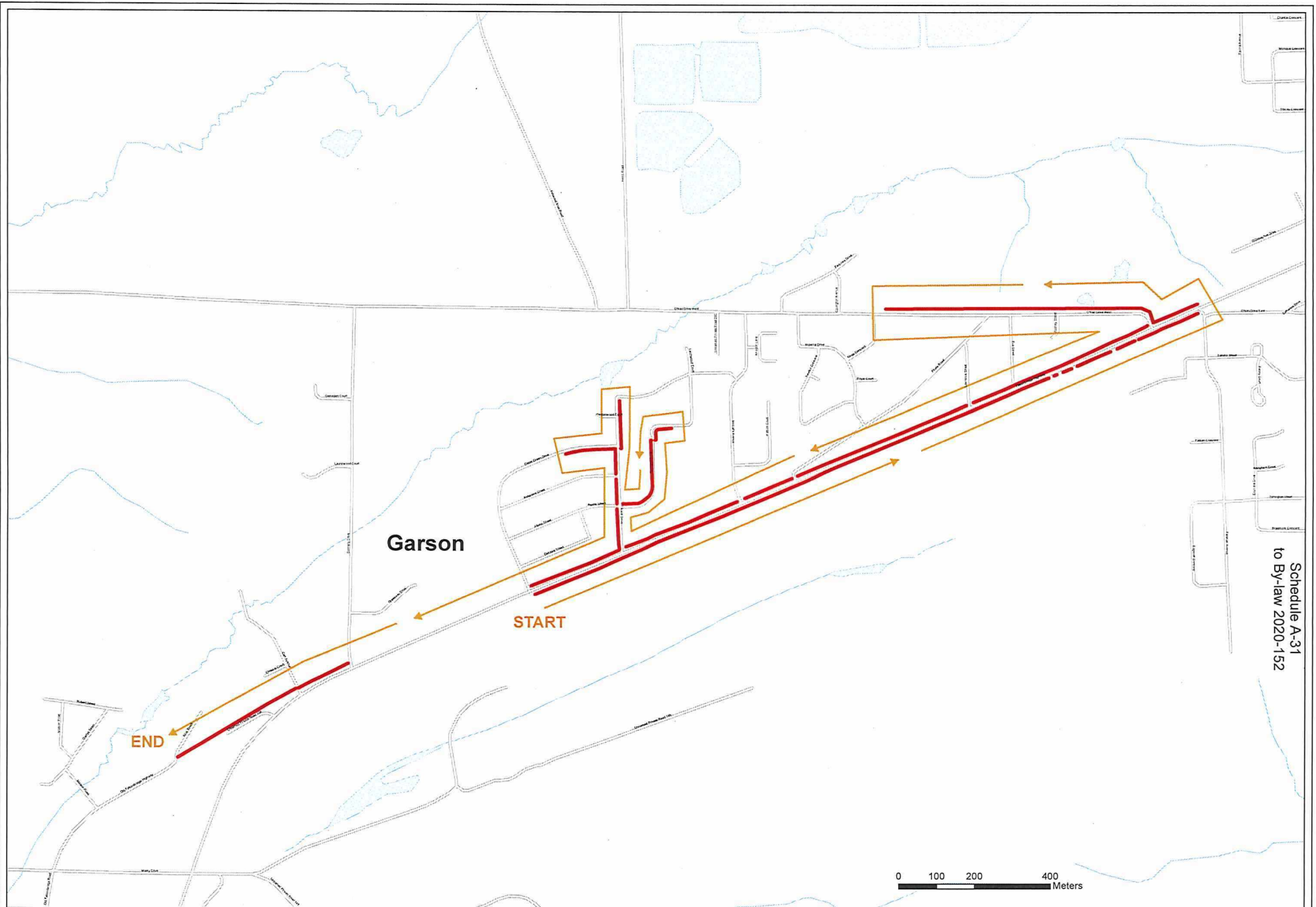
1 of 2

Vehicle:



Vehicle:





Schedule A-31
to By-law 2020-152

SOUTHEAST SECTION 2020-2021

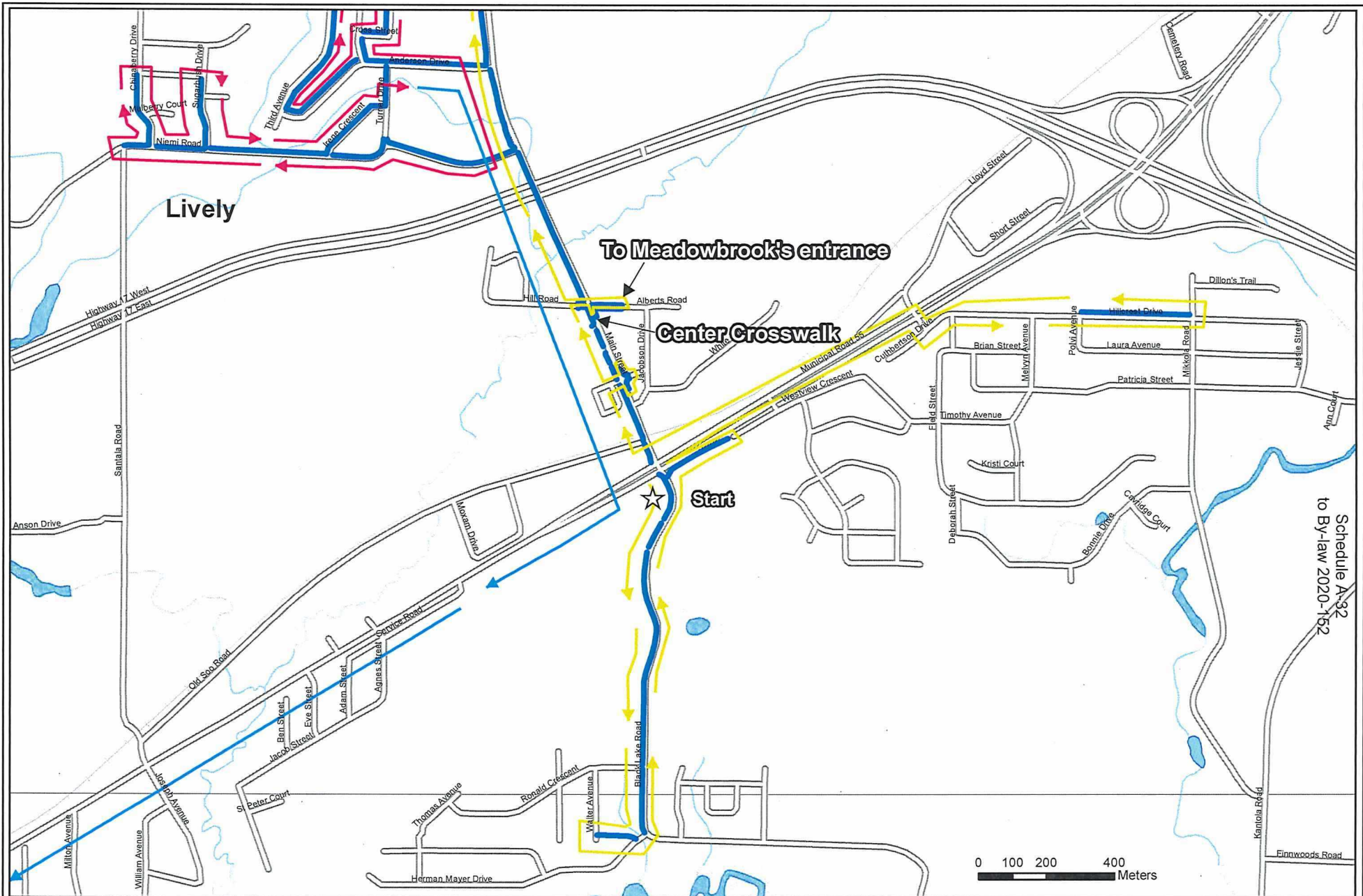
Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

SIDEWALK 6

2 of 2

Vehicle:



SOUTHWEST SECTION 2020-2021

SIDEWALK 1

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury

Lively

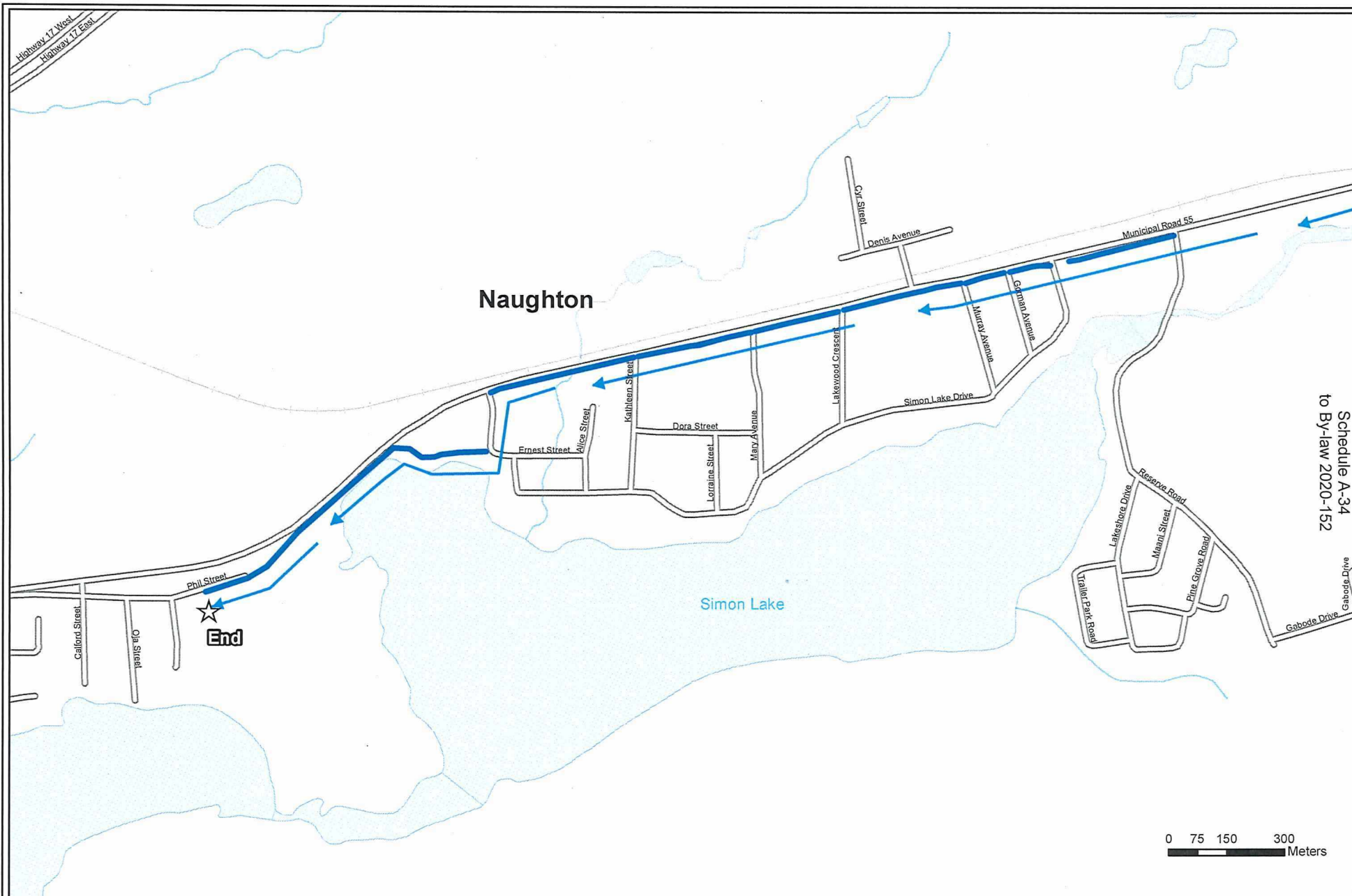
0 75 150 300
Meters

SOUTHWEST SECTION 2020-2021

SIDEWALK 1

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury



SOUTHWEST SECTION 2020-2021

SIDEWALK 1

Date: July 13, 2020

Created by the GIS Operations Section, Growth & Infrastructure, City of Greater Sudbury