

Authority: Item 4, Public Works Committee
Report 23-001 (PW23005)
CM: January 25, 2023
Ward: City Wide
Bill No. 003

**CITY OF HAMILTON
BY-LAW NO. 23-**

**To Amend By-law No. 01-215
Being a By-law To Regulate Traffic**

WHEREAS sections 8, 9 and 10 of the *Municipal Act, 2001*, S.O. 2001, c. 25, authorize the City of Hamilton to pass by-laws as necessary or desirable for the public and municipal purposes, and in particular paragraphs 4 through 8 of subsection 10(2) authorize by-laws respecting: assets of the municipality, the economic, social and environmental well-being of the municipality; health, safety and well-being of persons; the provision of any service or thing that it considers necessary or desirable for the public; and the protection of persons and property;

AND WHEREAS on the 18th day of September 2001, the Council of the City of Hamilton enacted By-law 01-215 to regulate traffic;

AND WHEREAS on the 13th day of April 2022, the Council of the City of Hamilton approved Item 5 of Public Works Committee Report 22-005 to amend By-law 01-215;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. The amendments in this By-law include any necessary grammatical, numbering and lettering changes.
2. Section 1 of By-law 01-215 is amended by adding a new definition as follows:

"large heavy vehicle" means a heavy vehicle possessing more than four axles, whether those axles are lifted or lowered in contact with the road surface;
3. Section 56 of By-law 01-215 is amended by adding subsection (8)(a) under subsection (7), as follows:

(8) (a) Notwithstanding Section 56 (2), no person shall drive or permit to be driven a large heavy vehicle within the area prescribed by Schedule 35, provided that this provision shall not apply to any vehicle operating under the authority of a permit issued pursuant to Section 55.
4. Section 56 of By-law 01-215 is further amended by adding a new subsection (8)(b) as follows:

(8) (b) Schedule 35 describes the following:

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- (i) in column one thereof, the municipal name of the highway or part of a highway where large heavy vehicles are prohibited;
 - (ii) in column two thereof, the point at which the prohibition commences; and,
 - (iii) in column three thereof, the point at which the prohibition concludes.
5. Subsection 56 (3) of By-law 01-215 shall be amended by deleting the words “Section 56 (2)” and replacing them with “Subsections 56 (2) and 56 (8)(a)”.
 6. Subsection 56 (3b) of By-law 01-215 shall be amended by deleting the words “Subsection 56 (2)” and replacing them with “Subsections 56 (2) and 56 (8)(a)”.
 7. Subsection 56 (4) of By-law 01-215 shall be amended by deleting the words “Section 56 (2)” and replacing them with “Subsections 56 (2) and 56 (8)(a)”.
 8. Subsection 56 (6) of By-law 01-215 shall be amended by deleting the words “Section 56 (2)” and replacing them with “Subsections 56 (2) and 56 (8)(a)”.
 9. Appendix “A” to this By-law is hereby added to By-law 01-215 as Schedule 35 (Large Heavy Vehicle Prohibition) to prohibit large heavy vehicles from areas prescribed within.
 10. Schedule 27 (Truck Routes) of By-law No. 01-215, as amended, is hereby further amended by adding the following items, namely:

Highway	From	To	Times
Airport Road West	Glancaster Road	Airport Terminal Access	Full-time
Arkledun Avenue	St. Joseph's Drive	Jolly Cut	Full-time
Barton Street	McNeilly Road	Fifty Road	7AM-7PM
Bay Street North	Cannon Street West	Stuart Street	7AM-7PM
Carlisle Road	Highway 6 N	Milborough Line	7AM-7PM
Chatham Street	Dundurn Street South	Frid Street	7AM-7PM
Clappison Avenue	Dundas Street East	Parkside Drive	Full-time
Concession Street	Upper Wellington Street	Upper Wentworth Street	Full-time
Dundurn Street South	Main Street West	Chatham Street	7AM-7PM
Fiddler's Green Road	Garner Road West	Wilson Street East	7AM-7PM
Frid Street	Main Street West	Chatham Street	7AM-7PM
Garth Street	Rymal Road	Lincoln M. Alexander Parkway	7AM-7PM
Glancaster Road	White Church Road West	Airport Road West	Full-time
Hamilton Street N	Dundas Street East	Parkside Drive	7AM-7PM
Highland Road West	Pritchard Road	Upper Red Hill Valley Parkway	Full-time
John Street South	Hunter Street	Arkledun Avenue	Full-time

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Jolly Cut	Arkledun Avenue	Concession Street	Full-time
King Street West	Paradise Road South	Longwood Avenue North	7AM-7PM
Longwood Avenue North	King Street West	Main Street West	7AM-7PM
McNeilly Road	Barton Street	S Service Road	Full-time
Milborough Line	Derry Road	Carlisle Road	7AM-7PM
North Service Road	QEW ramp terminal	Drakes Drive	7AM-7PM
Queen Street North	York Boulevard	Stuart Street	7AM-7PM
Stuart Street	Bay Street North	Queen Street North	7AM-7PM
Upper Wellington Street	Mohawk Road East	Fennell Avenue East	7AM-7PM
Upper Wellington Street	Concession Street	Fennell Avenue East	Full-time
York Street	Main Street	King Street East/Cootes Drive	7AM-7PM

11. Schedule 27 (Truck Routes) of By-law No. 01-215, as amended, is hereby further amended by removing the following items, namely:

Highway	From	To	Times
Arkledun Avenue	St. Joseph's Drive	Jolly Cut	7AM-7PM
Arrowsmith Road	Bancroft Street	Centennial Parkway North	Full-time
Bancroft Street	Nash Road North	Arrowsmith Road	Full-time
Barton Street	McNeilly Road	Fifty Road	Full-time
Barton Street East	Sherman Avenue North	Ottawa Street North	Full-time
Bay Street North	Cannon Street West	Stuart Street	Full-time
Bay Street South	Main Street West	Hunter Street West	7AM-7PM
Belgraden Avenue	Seaman Street	South Service Road	Full-time
Biggar Avenue	Sherman Avenue North	Lottridge Avenue	Full-time
Birch Avenue	Barton Street East	Cannon Street East	7AM-7PM
Birge Street	Wellington Street North	Victoria Avenue North	Full-time
Blackheath Road	Hall Road West	Haldibrook Road	Full-time
Birmingham Street	Beach Road	Burlington Street East	Full-time
Burland Crescent	Parkdale Avenue North	Parkdale Avenue North	Full-time
Carlisle Road	Highway 6 N	Milborough Line	Full-time
Chatham Street	Dundurn Street South	Frid Street	Full-time
Commerce Court	Seaman Street	End limit	Full-time
Community Avenue	Pinelands Avenue	Teal Avenue	Full-time
Concession Street	Upper Wellington Street	Upper Wentworth Street	7AM-7PM
Constellation Drive	Lewis Road	End Limit	Full-time
Depew Street	Industrial Drive	Beach Road	Full-time
Dosco Drive	Arvin Avenue	End limit	Full-time
Dundurn Street South	Main Street West	Chatham Street	Full-time
Fiddler's Green Road	Garner Road West	Wilson Street East	Full-time
Freelton Road	Entire length		Full-time
Frid Street	Main Street West	Chatham Street	Full-time

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Garden Avenue	Teal Avenue	Pinelands Avenue	Full-time
Hall Road West	Highway 56	Bleackheath Road	Full-time
Hamilton Street N	Dundas Street East	Parkside Drive	Full-time
Highland Road West	Pritchard Road	Upper Red Hill Valley Parkway	7AM-7PM
Hilton Drive	Arvin Avenue	Barton Street	Full-time
Hunter Street East	Bay Street South	John Street South	7AM-7PM
Hunter Street East	John Street South	Wellington Street South	Full-time
James Street South	Main Street East	St. Joseph's Drive	7AM-7PM
John Street South	Hunter Street	Arkledun Avenue	7AM-7PM
Jolly Cut	Arkledun Avenue	Concession Street	7AM-7PM
Kenmore Avenue	Barton Street	Arvin Avenue	Full-time
Kenora Avenue	Barton Street East	Nash Road North	Full-time
Lanark Street	Warrington Street	End limit	Full-time
Millen Road (overpass)	Millen Road	Shoreview Place	Full-time
North Service Road	QEW ramp terminal	Drakes Drive	Full-time
Pinelands Avenue	Community Avenue	Garden Avenue	Full-time
Queen Street North	York Boulevard	Stuart Street	Full-time
Sanford Avenue	Main Street East	Barton Street East	Full-time
Shaw Street	Wentworth Street North	Victoria Avenue North	Full-time
Stuart Street	Bay Street North	Queen Street North	Full-time
Sydenham Road	King Street West	Highway 5	7AM-7PM
Teal Avenue	South Service Road	Garden Avenue	Full-time
Upper Wellington Street	Mohawk Road East	Fennell Avenue East	Full-time
Upper Wellington Street	Concession Street	Fennell Avenue East	7AM-7PM
Wentworth Street North	Brant Street	Main Street East	Full-time
Wilson Street	James Street North	Victoria Avenue North	Full-time
Winona Road	Barton Street	Vince Mazza Way	Full-time
York Boulevard	Bay Street North	James Street North	Full-time
York Street	Main Street	King Street East/Cootes Drive	Full-time
Young Street	Wellington Street South	James Street South	7AM-7PM

12. Subject to the amendments made in this amending By-law, in all other respects, By-law No. 01-215, including all Schedules thereto, as amended, is hereby confirmed unchanged.

13. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 25th day of January, 2023.

A. Horwath
Mayor

A. Holland
City Clerk

Appendix "A" to Amending By-law 23-003

Schedule 35 (Large Heavy Vehicle Prohibition)

Highway	From	To
Arkledun Avenue	St. Joseph's Drive	Jolly Cut
Bay Street North	King Street West	York Boulevard
Bay Street South	Main Street West	King Street West
Cannon Street East	James Street North	Victoria Avenue North
Cannon Street West	James Street North	Bay Street North
Claremont Access Southbound	Upper James Street	Victoria Avenue South
Claremont Access Northbound	Wellington Street South	Upper James Street
Concession Street	Jolly Cut (West)	Upper Gage Avenue
John Street South	Main Street East	ST Joseph's Drive
Jolly Cut	Arkledun Avenue	Concession Street
King Street East	Wellington Street North	Red Hill Valley Parkway
King Street West	Dundurn Street North	Queen Street North
Main Street East	James Street South	Queenston Road
Main Street West	James Street South	Dundurn Street South
Parkdale Avenue North	Queenston Road	Barton Street East
Queen Street North	York Boulevard	King Street West
Queenston Road	Main Street East	Red Hill Valley Parkway
Sherman Avenue North	King Street East	Barton Street East
Sherman Avenue South	King Street East	Main Street East
Upper Gage Avenue	Concession Street	Fennell Avenue East
Upper James Street	Rosedene Avenue	Fennell Avenue East
Upper Wellington Street	Concession Street	Fennell Avenue East
Victoria Avenue North	King Street East	Ferrie Street East
Victoria Avenue South	King Street East	Claremont Access
Wellington Street North	Ferrie Street East	King Street East
Wellington Street South	King Street East	Claremont Access