

**BY-LAW NUMBER 51-91
OF THE CORPORATION OF
THE CITY OF STRATFORD**

BEING a by-law to regulate the issuing of bicycle licences and to prohibit the use of bicycles on the public streets within the City of Stratford without a bicycle licence.

WHEREAS Section 210, Paragraph 126 of the *Municipal Act, R.S.O. 1980, Chapter 302*, provides that Municipal Councils may pass by-laws requiring all residents in the municipality owning and using a wheeled vehicle other than a motor vehicle or trailer as defined in the Highway Traffic Act to obtain a licence therefore before using it upon any highway of the municipality;

AND WHEREAS the municipal Council of this Corporation deems it in the public interest that bicycle licences should be licenced.

NOW THEREFORE BE IT ENACTED as a By-law of The Corporation of the City of Stratford as follows:

1. In this by-law:
 - (a) "bicycle" includes any wheeled vehicle other than a motor vehicle and a trailer as defined in the Highway Traffic Act and a wheeled vehicle used for farming purposes.
 - (b) "highway" includes, while not limiting the generality of the foregoing, a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, designed and intended for, or used by, the general public for the passage of vehicle and includes sidewalks, boulevards and the road allowance for any street or highway within the boundaries of the City of Stratford.
2. Every resident of the City of Stratford owning and using a bicycle shall obtain a licence therefore before using it upon any highway within the City of Stratford.
3. No person shall operate a bicycle on a highway within the City of Stratford without a valid licence attached to the bicycle in the area as prescribed in Section 6 hereof.
4. Applications for such licences shall be made to the office of the City Clerk, City Hall, Stratford, upon a form to be provided by the City, and the applicant shall complete such form, which shall require such information as may be necessary to distinguish the said bicycle from another bicycle and the said owner from any other person.
5. Upon receipt by the City of the completed application, a bicycle identification sticker shall be issued by the Clerk. Such sticker shall be evidence of obtaining the licence as required herein.
6. The licence sticker shall be fastened to the bicycle for which it has been issued on the frame beneath the seat, and if the bicycle has a cross bar, below the cross bar. The sticker shall remain attached to such bicycle so long as such bicycle is, or is capable of, being used upon any highway of the City of Stratford. No person shall attach the licence to any other part of the bicycle.
7. No person shall attach a licence sticker to any other bicycle at any time other than the bicycle for which the licence sticker was issued.
8. In the event of the sale or other transfer of a bicycle from one owner to another, the new owner shall make an application for the transfer of ownership at the office of the City Clerk within ten days of such sale or other transfer. Applications for replacement of a licence shall also be made to the office of the City Clerk.
9. The fees for bicycle licences, transfer of ownership, and replacement licences shall be as follows:
 - (a) Students up to and including 17 years of age - \$4.00
 - (b) Adults (18 years and older) - \$6.00
10. All fees collected under this by-law shall be transferred to the City Treasurer.

11. A Peace Officer for the City of Stratford may seize any apparently abandoned bicycle not on private property, or any apparently abandoned bicycle on private property when requested by an occupant of the said property, and hold such bicycle in a place determined by the City of Stratford Police Department until the owner comes forward or the bicycle is sold at auction pursuant to the provisions of the Police Services Act or otherwise disposed of.
12. No seized bicycle shall be returned to the owner until a fee of \$5.00 is paid to the Stratford Police Department to cover expenses for the pick-up and storage of the said bicycle. No unlicensed bicycle shall be returned to an owner until a licence as provided for herein is obtained and attached to the said bicycle.
13. No person within the limits of the City of Stratford who sells a bicycle to a resident of Stratford shall transfer such bicycle to such person unless and until a licence as required herein is affixed to the said bicycle.
14. Persons within the limits of the City of Stratford who sell bicycles from retail locations may obtain a quantity of bicycle licence application forms from the Clerk's Office and are encouraged to provide such forms on behalf of the City of Stratford to the purchasers at the time of purchase of a bicycle.
 - a) Residents of Stratford who purchase a bicycle are required to obtain a City of Stratford bicycle licence from the Clerk's Office, City Hall by completing an application form available at the point of sale or from the Clerk's Office;
 - b) The completed application form and appropriate licence fee are to be submitted to the Clerk's office, City Hall, at which time the application will be processed and a licence provided to be affixed to the bicycle as prescribed.
15. Every person who contravenes any of the provisions of this by-law is guilty of an offence and shall, on conviction thereof, be subject to the penalties provided for in the Provincial Offences Act, R.S.O. 1980, c. 400, as amended.
16. This by-law shall come into force and effect upon the date of approval of the set fines pursuant to the Provincial Offences Act.

READ a FIRST, SECOND and THIRD TIME and

FINALLY PASSED this 25th day of March, 1991.

 "Dave Hunt"

MAYOR - Dave Hunt

 "R. Schulthies"

CLERK - R. Schulthies