

THE CORPORATION OF THE
TOWN OF PELHAM
BY-LAW #4330(2021)

Being a By-law to Authorize the Mayor and Clerk to enter into an Agreement with the Region of Niagara for Traffic Control Signal Maintenance.

WHEREAS Section 11(11), Table, Item (1) of the *Municipal Act*, 2001 provides for a non-exclusive sphere of jurisdiction for highways, including parking and traffic on highways, and;

WHEREAS Section 144(31) of the *Highway Traffic Act*, R.S.O. 1990, Chapter 8 as amended provides no traffic control signal system or traffic control signal used in conjunction with a traffic control signal system shall be erected or installed except in accordance with an approval obtained from a person designated to give such approvals by the municipality or other authority that has jurisdiction over the highway or the intersection, and;

WHEREAS the Regional Municipality of Niagara has maintained the Town of Pelham's traffic control signals, Illumination and flasher units since installation, and;

WHEREAS such maintenance by the Regional Municipality of Niagara has been undertaken on an informal basis charging the Town for its services on a cost recovery basis, and;

WHEREAS it is deemed desirable to formalize the arrangement through the entry into an agreement by the parties for the maintenance of traffic control signals in the Town of Pelham by the Regional Municipality of Niagara in the form of Schedule "A" annexed hereto to this by-law; and;

WHEREAS the Town of Pelham owns the following traffic signs and flashers to be maintained by the Niagara Region:

Traffic Signs

- Bacon Lane/ Spruceside Crescent at Pelham Street
- Church Hill at Pelham Street
- Haist Street at A. K. Wigg School
- John Street/ Pancake Lane at Pelham Street
- Pelham Street at Port Robinson/ Brock Street
- Pelham Street at Quaker Road
- Pelham Town Square at Plaza Entrance

Flashers

- Canboro Road at St. Anne's School
- Port Robinson Road at South Pelham Street

NOW THEREFORE, THE COUNCIL OF THE TOWN OF PELHAM HEREBY ENACTS AS FOLLOWS:

1. **THAT** the entry into an agreement with the Regional Municipality of Niagara for the maintenance of traffic signal and flasher unit installations in the form of Schedule "A" annexed hereto to this by-law and it hereby authorized and approved.
2. **THAT** the Mayor and Clerk be and are hereby authorized and directed to execute the agreement annexed hereto as Schedule "A" to the by-law and to affix the corporate seal thereto.

Read, Enacted, Signed and Sealed

This 07th Day of June, 2021.

MAYOR MARVIN JUNKIN

TOWN CLERK, HOLLY WILLFORD