

THE CORPORATION OF THE VILLAGE OF MERRICKVILLE-WOLFORD

BY-LAW 15-2025

Being a By-law to Adopt a Speed Policy in the Village of Merrickville-Wolford

WHEREAS Section 5(3) of the *Municipal Act, 2001, S.O 2001, Chapter 25* (the "*Municipal Act*") states that a municipal power, including a municipality's capacity, rights, powers and privileges under section 9, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise; and

WHEREAS Section 8(1) of the *Municipal Act* states that the powers of a municipality shall be interpreted broadly so as to confer broad authority on municipalities to govern their affairs as they consider appropriate and to enhance their ability to respond to municipal issues; and

WHEREAS Section 8(2) of the *Municipal Act* states that in the event of ambiguity, the ambiguity shall be resolved so as to include, rather than exclude, municipal powers that existed before the *Municipal Act, 2001* came into force; and

WHEREAS Section 9 of the *Municipal Act* gives the municipality the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this Act; and

WHEREAS Section 11(1) of the *Municipal Act* states that a lower-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public; and

WHEREAS Section 11(2) of the *Municipal Act* provides that a lower-tier municipality may pass by-laws respecting the health, safety and well-being of persons; and

WHEREAS Section 11(3) provides that a lower-tier municipality may pass by-laws respecting matters within the sphere of jurisdiction for highways, including parking and traffic on highways; and

WHEREAS the Council of the Corporation of the Village of Merrickville-Wolford deems it advisable to adopt a speed policy for the Village of Merrickville-Wolford;

NOW THEREFORE the Council of the Corporation of the Village of Merrickville-Wolford hereby enacts as follows:

1. That the Speed Policy attached hereto as Schedule "A" forms part of this by-law and is hereby adopted.
2. That this By-law shall supersede all By-laws and/or policies deemed to be inconsistent.
3. That if any section, subsection, clause, paragraph or provision of this by-law or parts thereof are declared by a court of competent jurisdiction to be invalid, unenforceable, illegal or beyond the powers of Municipal Council to enact, such section, subsection, clause, paragraph, provision or parts thereof shall be deemed to be severable and shall not affect the validity or enforceability of any other provisions of the by-law as a whole or part thereof and all other sections of the by-law shall be deemed to be separate and independent there from and enacted as such.

4. That this By-law shall come into force and effect immediately upon the passage thereof.

Read a first and second time this 24th day of February 2025.

Read a third time and passed this 24th day of February, 2025.

Michael Cameron, Mayor

Julia McCaugherty-Jansman, Clerk