

Authority: Administration Committee Report No. 2, Clause No. 1, adopted as amended, by
City of Toronto Council on March 6, 7 and 8, 2001
Enacted by Council: March 8, 2001

CITY OF TORONTO

BY-LAW No. 171-2001

To amend further City of Toronto By-laws Nos. 647 (former East York), No. 29704 (former North York), No. 13897 (former Scarborough) and No. 3387-79 (former York) and Municipal Code Chapter 134 (former Etobicoke) respecting the designation of fire routes and the prohibition of parking on such designated fire routes, to allow set fines with respect to fire route offences to be increased.

WHEREAS City Council has directed that the set fine for fire route offences be increased to \$100.00 and that an application be made to the Senior Regional Judge for this purpose; and

WHEREAS it is necessary to amend the offence provisions of certain of the fire route by-laws of the former area municipalities, which, by virtue of the City of Toronto Act, 1997, remain in force until repealed or amended to provide otherwise, to allow the set fine application to proceed; and

WHEREAS it is also desirable, in the interests of the harmonization of by-laws, to make these fire route offence provisions, as much as possible, uniform;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. By-law No. 647 of The Corporation of the Borough of East York, a by-law to provide for the safety of residents in and occupants of buildings by prohibiting the parking or leaving of vehicles in designated fire access routes, now a by-law of the City of Toronto, is further amended by repealing sections 8, 9, 10 and 12 and replacing them with the following:
 8. Every person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to a fine or a penalty as provided for in the Provincial Offences Act.
 9. Every owner of a vehicle that is parked or left in contravention of this by-law is guilty of an offence and on conviction is liable to a fine or a penalty as provided for in the Provincial Offences Act, unless the owner proves to the satisfaction of the court that at the time of the offence the motor vehicle was in the possession of another person without the owner's consent, express or implied.
2. Chapter 134, Fire Routes, of the Municipal Code of The Corporation of the City of Etobicoke, now a by-law of the City of Toronto, is further amended, by repealing subsections 134-15.A., 134-15.B., 134-15.C. and 134-15.D. and section 134-16. and replacing them with the following:

- 134-15.A. Every person who contravenes any provision of this chapter is guilty of an offence and on conviction is liable to a fine or a penalty as provided for in the Provincial Offences Act.
- 134.15.B. Every owner of a vehicle that is parked or left in contravention of this chapter is guilty of an offence and on conviction is liable to a fine or a penalty as provided for in the Provincial Offences Act, unless the owner proves to the satisfaction of the court that at the time of the offence the motor vehicle was in the possession of another person without the owner's consent, express or implied.
3. By-law No. 29704 of The Corporation of the City of North York, a by-law respecting fire routes, now a by-law of the City of Toronto, is further amended, by repealing sections 15 and 17 and replacing them with the following:
- 15.(1) Every person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to a fine or a penalty as provided for in the Provincial Offences Act.
- 15.(2) Every owner of a vehicle that is parked or left in contravention of this by-law is guilty of an offence and on conviction is liable to a fine or a penalty as provided for in the Provincial Offences Act, unless the owner proves to the satisfaction of the court that at the time of the offence the motor vehicle was in the possession of another person without the owner's consent, express or implied.
4. By-law No. 13897 of The Corporation of the City of Scarborough, a by-law to prohibit the parking of vehicles in driveways of apartment buildings, hospitals, schools, nursing homes, shopping plazas, or other buildings where the public can be expected to gather, which have been designated as fire routes in order to provide continuous access of fire trucks, now a by-law of the City of Toronto, is further amended,
- (a) by repealing section 6 and replacing it with the following:
- 6.(1) Every person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to a fine or penalty as provided for in the Provincial Offences Act.
- 6.(2) Every owner of a vehicle that is parked or left in contravention of this by-law is guilty of an offence and on conviction is liable to a fine or a penalty as provided for in the Provincial Offences Act, unless the owner proves to the satisfaction of the court that at the time of the offence the motor vehicle was in the possession of another person without the owner's consent, express or implied.
5. By-law No. 3387-79 of The Corporation of the City of York, a by-law with respect to fire routes, now a by-law of the City of Toronto, is further amended,
- (a) by changing, in subsections 11(1) and (2), "upon conviction" to "on conviction";

- (b) by changing, in subsection 11(2), “the owner” to “every owner”; and
- (c) by repealing section 12.

ENACTED AND PASSED this 8th day of March, A.D. 2001.

CASE OOTES,
Deputy Mayor

NOVINA WONG,
City Clerk

(Corporate Seal)