

Authority: Government Management Committee Item GM13.12, adopted as amended, by City of Toronto Council on July 12, 13, 14 and 15, 2016 and Government Management Committee Item GM18.6, adopted as amended, by City of Toronto Council on March 28 and 29, 2017

## CITY OF TORONTO

### BY-LAW 798-2017

**To amend City of Toronto Municipal Code Chapter 608, Parks, to remove stopping, standing and parking offences from the Provincial Offences Act and place them under the Administrative Penalty System for Parking Violations, and associated amendments.**

The Council of the City of Toronto enacts:

1. Chapter 608, Parks, of the City of Toronto Municipal Code is amended by:
  - A. Inserting in Section 608-1 in alphabetical order a new definition for "Administrative Penalty", "Enforcement Officer", "Penalty Notice" and "Vehicle Owner" as follows:

ADMINISTRATIVE PENALTY – as defined in Chapter 610, Penalties, Administration of.

ENFORCEMENT OFFICER – for the purposes of enforcing §§ 608-27A, B, C, D, E.1, F or § 608-30.1, an enforcement officer as defined in Chapter 610, Penalties, Administration of.

PENALTY NOTICE – as defined in Chapter 610, Penalties, Administration of.

VEHICLE OWNER – as defined in Chapter 610, Penalties, Administration of.
  - B. Amending the definition of "Officer" in Section 608-1 to insert the phrase "an enforcement officer," after the phrase: "a provincial offences officer,".
  - C. Deleting the word "or" at the end of Subsection 608-27E.
  - D. Inserting a new Subsection E.1 in Section 608-27 as follows:
    - E.1 Park a vehicle in a parking space except while using the park; or
  - E. Amending Section 608-30 by deleting the first instance of the word "park", so that it now reads as follows:

**§ 608-30. Motorized recreational vehicles.**

No person shall ride, drive or be in possession or control of a motorized recreational vehicle in a park except in a designated area.

F. Inserting a new Section 608-30.1 as follows:

**§ 608-30.1. Parking of motorized recreational vehicles.**

No person shall park a motorized recreational vehicle in a park except in a designated area.

G. Amending Subsection 608-53C to read as follows: "With the exception of §§ 608-27A, B, C, D, E.1, F and § 608-30.1 which will be enforced by an enforcement officer, any provincial offences officer may enforce the provisions of this chapter."

H. Amending Subsection 608-54 as follows:

(1) By inserting in Subsection A after the word: "offence" the phrase: "or is liable to an administrative penalty".

(2) By deleting Subsection C and replacing it with a new Subsection C as follows:

C. Unless at the time of the contravention the vehicle was in the possession of another person without the vehicle owner's consent, if a vehicle has been left parked, standing or stopped in contravention of §§ 608-27A, B, C, D, E.1, F or § 608-30.1, the vehicle owner shall, upon issuance of a penalty notice, be liable to an administrative penalty.

(3) By deleting Subsection D and replacing it with a new Subsection D as follows:

D. Every vehicle owner who contravenes § 608-27D is liable to an administrative penalty of not less than \$300.00 for each contravention.

(4) By deleting Subsection E and replacing it with a new Subsection E as follows:

E. Every person convicted of an offence under this chapter, other than an administrative penalty under §§ 608-27A, B, C, D, E.1, F or § 608-30.1 or an offence under § 608-32, is liable to a fine as provided for in the *Provincial Offences Act*.

I. Amending Section 608-55 by deleting the phrase "A provincial offences officer" and replacing it with the phrase "An officer".

2. This by-law shall come into effect on August 28, 2017.

Enacted and passed on July 7, 2017.

Frances Nunziata,  
Speaker

Ulli S. Watkiss,  
City Clerk

(Seal of the City)