

Authority: Planning and Transportation Committee Report No. 5, Clause No. 13,
as adopted by City of Toronto Council on June 14, 15 and 16, 2005
Enacted by Council: June 16, 2005

CITY OF TORONTO

BY-LAW No. 512-2005

**To amend City of Toronto Municipal Code Chapter 545, Licensing, respecting the
operation of pedicabs in the City of Toronto.**

WHEREAS Section 150 of the *Municipal Act, 2001* grants local municipalities the authority to license, regulate and govern any business wholly or partly carried on within the municipality for purposes of health and safety, consumer protection and/or nuisance control; and

WHEREAS Section 154 of the *Municipal Act, 2001* provides that a by-law licensing, regulating and governing owners and drivers of vehicles used for hire, other than motor vehicles, may establish fares to be charged for conveying passengers; and

WHEREAS the City of Toronto has received numerous formal complaints about the operation of pedicabs, in particular regarding excessive fares and traffic obstruction; and

WHEREAS the Tourism Division of the City of Toronto and various hotels have informed the City of Toronto that many similar complaints are not reported to Municipal Licensing and Standards enforcement staff; and

WHEREAS establishing fares that may be charged by owners and drivers of pedicabs will protect consumers from excessive fares; and

WHEREAS the traffic obstruction caused by pedicabs operating in the busy roadways of downtown Toronto is a nuisance and a danger to the health and safety of passengers and others using the roadway; and

WHEREAS the nuisance and danger can be controlled while ensuring that the industry has freedom of movement throughout the downtown core by prohibiting pedicabs from operating on portions of certain streets;

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

1. The following section is added to Article III:

§ 545-29.2. Restricted areas.

No driver shall operate a pedicab and no owner shall allow a pedicab to be operated on the roadway or sidewalk in the following areas:

- A. King Street between Spadina Avenue and Jarvis Street;
- B. Queen Street between Spadina Avenue and Jarvis Street;
- C. Gerrard Street between Yonge Street and Bay Street; and
- D. Front Street between Spadina Avenue and Jarvis Street.

2. Subsection 545-30B(4) of Article III of Toronto Municipal Code Chapter 545, Licensing, is deleted and replaced with the following:

§ 545-30B(4). State all fares to be charged for hiring the pedicab in accordance with subsection 545-33A, including a statement that fares are calculated on the basis of time and not per passenger.

3. Article III is further amended by deleting § 545-33 and replacing it with the following:

§ 545-33. Schedule of rates.

- A. The fares to be charged by owners or drivers shall be no more than \$30.00 for the first half-hour or part of it and no more than \$15.00 for each additional half-hour or part of it.
- B. No owner and no driver shall calculate fares on any basis other than time in accordance with Subsection A, and the number of passengers shall not be used in any way to calculate any rates, fares or payments.
- C. No owner and no driver shall demand or receive any rates, fares or payments for services of any kind other than the fares set out in Subsection A.

ENACTED AND PASSED this 16th day of June, A.D. 2005.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS
City Clerk

(Corporate Seal)