

Authority: Executive Committee Item 12.15, as adopted by City of Toronto Council on November 29, 30 and December 1, 2011 and Executive Committee Item 10.2, adopted as amended, by City of Toronto Council on September 26 and 27, 2011
Enacted by Council: December 1, 2011

CITY OF TORONTO

BY-LAW No. 1420-2011

To amend City of Toronto Municipal Code Chapter 441, Fees and Charges, Chapter 179, Parking Authority, and Chapter 950, Traffic and Parking, so as to exempt the Toronto Parking Authority from requiring Council approval of certain fees.

WHEREAS at its meeting of September 27, 2011, City Council enacted By-law No. 1174-2011 which by-law implemented the User Fee Review Report, which amongst other things, requires that fees of local boards get Council approval prior to coming into effect; and

WHEREAS Council has provided an exemption to the Toronto Parking Authority (the "TPA") from the requirement to get Council approval in respect of some of the TPA's fees;

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

1. City of Toronto Municipal Code Chapter 441, Fees and Charges, be amended by adding the following to § 441-4:

"C. To the extent of any conflict between this section and any other chapter of the City of Toronto Municipal Code or any other City by-law, this section will prevail."

2. City of Toronto Municipal Code Chapter 441, Fees and Charges, be amended by deleting section § 441-11 and replacing it with the following:

"§ 441-11. Local Boards (extended definition).

- A. Subject to Subsection C, a by-law or resolution of a local board (extended definition) of the City which is not a local board (extended definition) of any other municipality, imposing fees or charges under Part IX of the Act does not come into force until the City passes a resolution approving the by-law or resolution of the local board (extended definition).
- B. A condition of City Council's approval under subsection A is compliance by the local board (extended definition) with the City's user fee policy.
- C. Subsection A does not apply to a by-law or resolution of the Toronto Parking Authority imposing fees for:
 - (1) on-street parking meters or parking machines in accordance with § 179-7D of Chapter 179, Parking Authority; or

- (2) Parking of a vehicle or the use of any parking meters or parking machines in or on any car park in accordance with § 950-601D of Chapter 950, Traffic and Parking.
- D. To the extent of any conflict between this section and any other chapter of The City of Toronto Municipal Code, any other City by-law, or any by-law of any of the former municipalities, this section will prevail.
- E. This chapter applies with necessary modifications to each local board (extended definition).
3. City of Toronto Municipal Code Chapter 179, Parking Authority, be amended by deleting the amendments made to it by section 4 of By-law No. 1174-2011.
4. City of Toronto Municipal Code Chapter 950, Traffic and Parking, be amended by deleting the amendments made to it by section 5 of By-law No. 1174-2011.

ENACTED AND PASSED this 1st day of December, A.D. 2011.

FRANCES NUNZIATA,
Speaker

ULLI S. WATKISS,
City Clerk

(Corporate Seal)