

Authority: Government Management Committee Item 7.9, adopted as amended,
by City of Toronto Council on September 21 and 22, 2011
Enacted by Council: February 7, 2012

CITY OF TORONTO

BY-LAW No. 202-2012

To amend former City of North York By-law No. 30742, being "A By-law Respecting Parking Meters on the City of North York Roads", to introduce a fixed fine system for parking tickets.

WHEREAS the June 13, 2011 Staff Report considered by City Council on September 21 and 22, 2011 referred to the fixed fine system provided in the *Highway Traffic Act* for speeding offences and recommended fixed fines for parking offences other than accessible parking offences; and

WHEREAS City Council, at its meeting of September 21 and 22, 2011, adopted as amended, the recommendations of the Government Management Committee that a Fixed Fine System for parking ticket offences, other than accessible parking offences, be implemented where a parking ticket proceeding results in a conviction after a defendant in court either pleads guilty or is found guilty;

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

1. Former City of North York By-law No. 30742, being "A By-law Respecting Parking Meters on the City of North York Roads", is amended by deleting Section 10 and inserting in lieu thereof a new Section 10 as follows:
 - "10. (1) Every person who contravenes any provision of this By-law is guilty of an offence.
 - (2) Every owner of a vehicle that has been parked in contravention of this By-law is guilty of an offence unless at the time of the offence the vehicle was in the possession of another person without the owner's consent.
 - (3) The penalty to be imposed on every person convicted of parking a vehicle in contravention of this By-law and the penalty to be imposed on every person convicted as owner of a vehicle parked in contravention of this By-law shall be a fixed fine in the amount of \$30.00.
 - (4) Every person convicted of an offence under this By-law for which a fixed fine is not established by subsection 10(3) is liable to a fine as provided for in the *Provincial Offences Act*.
 - (5) A police officer, police cadet, municipal law enforcement officer, constable or an officer appointed to the carrying out of the provisions of the *Highway Traffic Act*, as amended, upon discovery of any vehicle parked or left in contravention of this By-law, may cause it to be moved or taken to and placed or stored in a suitable place and all costs and charges for removing, care and storage thereof, if any, are a lien upon the vehicle which may be enforced in the manner provided by the *Repair and Storage Liens Act*, as amended."

2. This by-law shall come into effect 30 days after approval of the first set fine order for former City of North York By-law No. 30742 subsequent to the enactment of this by-law.

ENACTED AND PASSED this 7th day of February, A.D. 2012.

FRANCES NUNZIATA,
Speaker

ULLI S. WATKISS,
City Clerk

(Corporate Seal)