

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

Enacted by Council: May 9, 2012

CITY OF TORONTO

BY-LAW No. 639-2012

To amend City of Toronto Municipal Code Chapter 743, Streets and Sidewalks, Use of, to introduce a fixed fine system for parking tickets.

WHEREAS the June 13, 2011 Staff Report considered by 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; and

WHEREAS City of Toronto Council, at its meeting of February 6 and 7, 2012, adopted the recommendations of Public Works and Infrastructure Committee Item 9.10, as amended, recommending amendments to City of Toronto Municipal Code Chapter 743, Streets and Sidewalks, Use of, and, at its meeting of March 5, 6 and 7, 2012, enacted By-law No. 375-2012;

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

1. Chapter 743, Streets and Sidewalks, Use of, of The City of Toronto Municipal Code is amended as follows:
 - A. By deleting the contents of § 743-51 and inserting in lieu thereof a new § 743-51 as follows:

"§ 743-51. Offences.

 - A. Every person who contravenes any provision of this Chapter is guilty of an offence.
 - B. Every owner of a vehicle that has been parked, stopped or standing in contravention of this Chapter 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.
 - C. The penalty to be imposed on every person convicted of parking, stopping or standing a vehicle in contravention of this Chapter and the penalty to be imposed on every person convicted as owner of a vehicle parked, stopped or standing in contravention of this Chapter shall be a fixed fine in the amount of \$500.00.

- D. Every person convicted of an offence under this Chapter for which a fixed fine is not established by subsection C is liable to a fine as provided for in the *Provincial Offences Act*."
2. This by-law shall come into effect 30 days after approval of the first set fine order for Part II offences for City of Toronto Municipal Code Chapter 743, Streets and Sidewalks, Use of, subsequent to the enactment of this by-law.

ENACTED AND PASSED this 9th day of May, A.D. 2012.

FRANCES NUNZIATA,
Speaker

ULLI S. WATKISS,
City Clerk

(Corporate Seal)