

Authority: Public Works and Infrastructure Committee Item 16.4,
adopted as amended, by City of Toronto Council on July 11, 12 and 13, 2012
Enacted by Council: July 13, 2012

CITY OF TORONTO

BY-LAW No. 1058-2012

To amend City of Toronto Municipal Code Chapter 910, Parking Machines, and to amend City of Toronto Municipal Code Chapter 903, Parking for Persons with Disabilities, to provide for on-street electric vehicle parking at charging stations.

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 on December 1, 2011, City Council enacted By-law No. 1406-2011, amending City of Toronto Municipal Code Chapter 910, Parking Machines, to introduce a fixed fine system for parking tickets; and

WHEREAS City Council, at its meeting on July 11, 12 and 13, 2012 adopted, as amended, Public Works and Infrastructure Committee Item 16.4, thereby adopting amendments to City of Toronto Municipal Code Chapter 910, Parking Machines, and adopting amendments to City of Toronto Municipal Code Chapter 903, Parking for Persons with Disabilities;

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

1. Chapter 910, Parking Machines, of The Municipal Code of the City of Toronto is amended as follows:
 - A. By inserting in § 910-1A a new definition of "Electric Vehicle" as follows:

"ELECTRIC VEHICLE – A vehicle that has an electric motor that can be powered by drawing current from rechargeable storage batteries or other portable electrical energy storage devices, includes a plug-in hybrid vehicle, and for the purposes of recharging its batteries is equipped to receive a Level 2 SAE J1772 Conductive Charge Coupler (ie. Level 2 charging capability)."
 - B. By deleting the reference to the phrase: "Schedule I" wherever it appears in § 910-2, § 910-3, § 910-4A, § 910-4A(1) and in § 910-5 and replacing it with the phrase:

"Schedule I or in Schedule II".

- C. By inserting a new subsection § 910-6.2 as follows:

"§ 910-6.2. Electric vehicle charging station parking.

Despite any other provision in this Chapter, where parking machines have been erected under the authority of § 910-3, no person shall park a vehicle in a parking space on any roadway, at the side and between the limits set out in Schedule II at the end of this chapter during days and hours set out in Schedule II unless the vehicle is an Electric Vehicle and the Electric Vehicle is actively connected to the electric vehicle charging station and the Electric Vehicle is not parked for a longer period than that set out in Schedule II."

- D. By amending Subsection B of § 910-10, as amended by By-law No. 1406-2011, by deleting the phrase "or Section 910-6.1" and inserting in lieu thereof the phrase: ", Section 910-6.1 or Section 910-6.2".
- E. By amending § 910-10, as amended by By-law No. 1406-2011, by deleting in Subsection D the phrase: "Despite Subsection C" and inserting in lieu thereof the phrase: "Despite Subsection C and D".
- F. By amending § 910-10, as amended by By-law No. 1406-2011, by deleting in Subsection E the phrase: "or Subsection D" and inserting in lieu thereof the phrase: ", Subsection D or Subsection E".
- G. By amending § 910-10, as amended by By-law No. 1406-2011, by re-numbering Subsection D and Subsection E as Subsection E and Subsection F, respectively.
- H. By inserting in § 910-10, as amended by By-law No. 1406-2011, a new Subsection D as follows:
- "D. The penalty to be imposed on every person convicted of parking a vehicle in contravention of § 910-6.2 and the penalty to be imposed on every person convicted as owner of a vehicle parked in contravention of § 910-6.2 shall be a fixed fine in the amount of \$60.00."

2. Chapter 903, Parking for Persons with Disabilities, of The City of Toronto Municipal Code is amended as follows:

- A. By inserting a new subsection (9) in § 903-6B as follows:

"(9) In parking machine locations designated as electric vehicle charging stations as set out in Schedule II to City of Toronto Municipal Code Chapter 910, Parking Machines."

3. Sections 1 and 2 of this by-law shall come into effect the first Thursday following 45 days after approval of the first set fine order for City of Toronto Municipal Code Chapter 910, Parking Machines, subsequent to the enactment of this by-law.

ENACTED AND PASSED this 13th day of July, A.D. 2012.

FRANCES NUNZIATA,
Speaker

ULLI S. WATKISS,
City Clerk

(Corporate Seal)