

Authority: Infrastructure and Environment Committee
 Item IE6.2, as adopted by City of Toronto Council on
 October 11 and 12, 2023
 City Council voted in favour of this by-law on October 12,
 2023
 Written approval of this by-law was given by Mayoral
 Decision 19-2023 dated October 12, 2023

CITY OF TORONTO

BY-LAW 978-2023

To amend City of Toronto Municipal Code Chapter 610, Penalties, Administration Of, City of Toronto Municipal Code Chapter 179, Parking Authority, City of Toronto Municipal Code Chapter 910, Parking Machines and Meters, City of Toronto Municipal Code Chapter 925, Permit Parking, City of Toronto Municipal Code Chapter 950, Traffic and Parking, and City of Toronto Municipal Code Chapter 903, Parking for Persons with Disabilities, to provide for Mobile Only Zones.

The Council of the City of Toronto enacts:

1. City of Toronto Municipal Code Chapter 610, Penalties, Administration of, is amended by:
 - a. amending the term VEHICLE in § 610-1.1E by deleting the phrase "Chapter 910, Parking Machines and Meters" and replacing it with the phrase "Chapter 910, Parking Machines, Parking Meters and Mobile Only Zones";
 - b. amending the title of "Table 6: Chapter 910, Parking Machines and Meters" by replacing it with "Table 6: Chapter 910, Parking Machines, Parking Meters and Mobile Only Zones"; and
 - c. amending Schedule A, Table 6 by inserting the following in numerical order in Schedule A, Table 6:

Column 1 Designated Part of Chapter	Column 2 Short Form Wording	Column 3 Penalty Amount
§ 910-9.4A	Mobile Only Zone - Required Fee Not Paid	\$30.00
§ 910-9.4B	Park - Mobile Only Zone Parking Space - Not Within Permitted Time	\$30.00
§ 910-9.5	Park - Other Than Mobile Only Zone Parking Space	\$30.00
§ 910-9.5.1	Park Motorcycle - Mobile Only Zone Parking Space - At Angle less than 45 Degrees to Curb	\$30.00

Column 1 Designated Part of Chapter	Column 2 Short Form Wording	Column 3 Penalty Amount
§ 910-9.5.1	Park Motorcycle - Mobile Only Zone Parking Space - At Angle greater than 60 Degrees to Curb	\$30.00
§ 910-9.6	Parking - Mobile Only Zone Parking Space - Exceeds Maximum Time	\$30.00

2. City of Toronto Municipal Code Chapter 179, Parking Authority, is amended by:
- a. amending § 179-7 by deleting from the opening paragraph the phrase "including on-street parking meter and parking machine facilities" and replacing it with the phrase "including on-street parking meter, parking machine and mobile only zone facilities";
 - b. amending § 179-7C by deleting the phrase "D.1 or D.2" and replacing it with the phrase "D.1, D.2, or D.3" and by deleting the phrase "on-street parking meters and parking machines" and replacing it with the phrase "on-street parking meters, parking machines and mobile only zones";
 - c. amending §179-7 by inserting a new section D.3 as follows:

"D.3. The Parking Authority shall be authorized to:

 - (1) Fix rates for mobile only zones, listed in Schedule V, Mobile Only Zones of Municipal Code Chapter 910, Parking Machines, Parking Meters and Mobile Only Zones;
 - (2) Notwithstanding Subsection D.1, with respect to locations listed in Schedule V of Chapter 910, remove parking meters or machines or change the hours of operation of parking meters or machines at on-street paid parking locations within the time periods where parking is permitted at such locations;
 - (3) Notwithstanding Subsection D.2, with respect to locations listed in Schedule V of Chapter 910, amend the maximum parking period at on-street paid parking locations within the time periods that paid parking is permitted at such locations;
 - (4) Remove mobile only zones or change the hours of operation of mobile only zones within the time periods where parking is permitted at such locations and, where there is a removal of mobile only zones or when an extension of mobile only zone hours is proposed, the General Manager of Transportation Services has reviewed and agreed to the change; and

- (5) amend the maximum parking period at on-street mobile only zone paid parking locations within the time periods that paid parking is permitted at such mobile only zone locations."
 - d. amending § 179-7E by deleting from the opening paragraph the phrase "on-street parking meters and parking machines" and replacing it with the phrase "on-street parking meters, parking machines and mobile only zones";
 - e. amending § 179-7E by inserting a new subsection (6) as follows:
 - "(6) Incorporate:
 - (a) rates set by the Parking Authority respecting mobile only zones;
 - (b) the removal of mobile only zones, change the hours of operation of mobile only zones, or changes to the maximum parking period within a mobile only zone;
 - (c) remove parking meters or machines or change the hours of operation of parking meters or machines at on-street paid parking locations within mobile only zones; and
 - (d) the change to the maximum parking period for mobile only zones;

on certification to the City Solicitor by the President of the Toronto Parking Authority that the respective change has been made in accordance with the criteria in Subsection D.3."
3. City of Toronto Municipal Code Chapter 910, Parking Machines and Meters, is amended by:
- a. amending Municipal Code Chapter 910 by renaming it to "Parking Machines, Parking Meters and Mobile Only Zones";
 - b. renumbering Article II, Article III and Article IV to Article III, Article IV, and Article V, respectively, and amending references within Chapter 910 accordingly;
 - c. inserting a new Article II as follows:

Article II
Mobile Only Zones

§ 910-9.1. Definitions:

- A. As used in this article, the following terms shall have the meanings indicated:

ADMINISTRATIVE PENALTY - As defined in Chapter 610, Penalties, Administration of.

AUTHORIZED SIGN - Any sign or other device approved by the General Manager of Transportation Services.

CITY - The City of Toronto.

MOBILE ONLY ZONE LOCATION ID SIGN - An authorized sign with sign copy or information approved by the General Manager of Transportation Services, which authorized sign is located on the highways at the sides and between the limits set out in Schedule V and indicates a location identification number assigned for controlling and regulating on-street paid parking.

MOBILE ONLY ZONE - An area on a street delineated by a combination of authorized signs and/or pavement markings and authorized by the appropriate Community Council or Committee for parking, as listed in Schedule V.

MOBILE ONLY ZONE APPLICATION - An application accessible by way of a cell phone or other device, for the purpose of controlling and regulating the parking of any vehicle in a Mobile Only Zone Parking Space and which, when the required fee has been paid, issues a Mobile Only Zone Parking Notification to the activating device indicating the date, time, location and licence plate for the activating and the permitted period for parking.

MOBILE ONLY ZONE PARKING NOTIFICATION - A communication from an application which indicates that parking is authorized at a location in Schedule V for a permitted period for an indicated licence plate.

MOBILE ONLY ZONE PARKING SPACE - That portion of the surface of the roadway which for parking use is controlled and regulated by a mobile only zone application.

MOTOR VEHICLE - Includes an automobile, motorcycle, streetcar and any other vehicle propelled or driven otherwise than by muscular power, but does not include motor vehicles running only upon rails other than streetcars.

PARKING - The standing still of a vehicle, whether occupied or not.

PENALTY NOTICE - As defined in Chapter 610, Penalties, Administration of.

PERMITTED PERIOD - The duration of parking in or on a mobile only zone parking space as indicated on a mobile only zone parking notification.

ROADWAY - The part of a highway under the jurisdiction of the City that is designed or ordinarily used for vehicular traffic, but does not include the shoulder or portion of a driveway or laneway connecting the roadway with land adjoining the highway, and where a highway includes two or more separate roadways, the term "roadway" refers to any one roadway separately and not to all of the roadways collectively.

VEHICLE - A motor vehicle, trailer, traction engine, tractor, bicycle and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include a motorized snow vehicle or streetcar.

VEHICLE OWNER - As defined in Chapter 610, Penalties, Administration of.

- B. A term not defined in this article shall have the same meaning as the term has in the Highway Traffic Act.

§ 910-9.2. Payment of fee; measurement of time period.

Where a fee is stipulated in Schedule V for a given parking period in a mobile only zone parking space, the fee shall be paid for that period or any portion of it, and the period shall be as measured by the mobile only zone application controlling that mobile only zone parking space.

- A. Despite any other provision in this chapter, where a fee is stipulated in this chapter for a given parking period in a mobile only zone parking space, the requirement to pay shall not apply on June 6, September 17 and November 11 of each year to persons operating a vehicle to which a valid Ontario Veteran licence plate is registered and affixed.
- B. Despite any other provision in this article, where a fee is stipulated in this article for a given parking period in a mobile only zone parking space, the requirement to pay shall not apply to a person parking a motorcycle.
- C. Despite §§ 910-9.2 or 910-9.4A, where a fee is stipulated in this article for a given parking period in a mobile only zone parking space, the requirement to pay shall not apply where 10 minutes or less time has elapsed since the expiry of the purchased time on the mobile only zone parking notification.

§ 910-9.3. Mobile Only Zones authorized.

The erection, maintenance and operation of mobile only zone location ID signs on the highways, at the sides and between the limits set out in Schedule V of this chapter for the purpose of controlling and regulating parking during the days and hours set out in Schedule V and the designation of mobile only zone parking spaces in connection with mobile only zone parking applications is authorized.

§ 910-9.4. Use of mobile only zones and mobile only zone application.

Except where persons or vehicles are exempted by a by-law of the City from compliance with City by-laws respecting the use of mobile only zone application, where mobile only zone location ID signs have been erected under the authority of § 910-9.3 and are in operation with respect to any mobile only zone parking space set out in Schedule V of this chapter, the duration of the permitted period shall be measured by the mobile only zone application, and no person shall park any vehicle in or on any such mobile only zone parking space where a mobile only zone application is in operation:

- A. At any time unless the mobile only zone application is used and the required fee paid in accordance with the rate set out in Schedule V; or
- B. At any time not within the permitted period.

§ 910-9.5. Parking within mobile only zone parking spaces.

Where mobile only zone location ID signs have been erected under authority of § 910-9.3, no person shall park any vehicle on any roadway at the side and between the limits set out in Schedule V of this chapter other than in a mobile only zone parking space.

§ 910-9.6. Angle parking for motorcycles.

A motorcycle may be parked in a mobile only zone parking space at an angle, provided that no person shall park a motorcycle at an angle less than 45 degrees or greater than 60 degrees to the curb.

§ 910-9.7. Parking time periods.

Where mobile only zone location ID signs have been erected under the authority of § 910-9.3, no person shall park any vehicle in a mobile only zone parking space on any roadway, at the side and between the limits set out in Schedule V of this chapter during the days and hours set out in Schedule V for a longer period than that set out in Schedule V.

§ 910-9.8. Stopping and parking prohibitions.

Nothing in this article shall permit a driver to stop or park at any location where or at any time when stopping or parking is otherwise prohibited.

§ 910-9.9. Exceptions.

- A. None of the provisions of this article shall prevent the holder of a filming permit issued under Chapter 459, Filming, from parking on any street and during the period for which the permit is issued, despite the fact that parking is restricted by this article.
- B. Where compliance would be impracticable, none of the provisions of this article shall apply to:
 - (1) Ambulances, police or fire department vehicles or public utility emergency vehicles; or
 - (2) Vehicles actually engaged in works undertaken for or on behalf of the City or any municipal corporation or the Toronto Transit Commission.
- C. Despite any other provision of the Municipal Code or any other City of Toronto Bylaw, the maximum parking period set out in Schedule V to this chapter, where greater than 3 hours, shall supersede the general three-hour maximum parking period found in Chapter 950, Traffic and Parking, and any other by-laws.”
- d. amending § 910-21B to insert after the phrase: "910-6.3B," the phrase: "910-9.4A, 910-9.4B, 910-9.5, 910-9.5.1, 910-9.6,".
- e. amending § 910-21C to insert after the phrase: "910-6.3B," the phrase: "910-9.4A, 910-9.4B, 910-9.5, 910-9.5.1, 910-9.6,".
- f. creating and inserting a new Schedule V, Mobile Only Zones, as follows:

**Schedule V
Mobile Only Zones**

Highway	Side Parking	Between	Days and Hours (as indicated below)	Fee / Time Limit	Maximum Parking Period

- 4. City of Toronto Municipal Code Chapter 925, Permit Parking, is amended by amending § 925-50 by deleting the phrase "respecting parking meters/parking machines on highways, where parking meters or parking machines have been erected on a portion of a road listed in Schedule A, the holder of a valid permit shall not be required to deposit payment in the meter or parking machine, subject to the permit being properly

displayed." and replacing it with the phrase "respecting parking meters/parking machines/mobile only zones on highways, where parking meters or parking machines have been erected or mobile only zones have been designated on a portion of a road listed in Schedule A, the holder of a valid permit shall not be required to deposit payment in the meter, parking machine or mobile only zone, subject to the permit being properly displayed."

5. City of Toronto Municipal Code Chapter 950, Traffic and Parking, is amended by:
 - a. amending § 950-510B(4)(c)[1] by deleting the phrase "parking machine or parking meter" and replacing it with the phrase "parking machine, parking meter or mobile only zone"; and
 - b. amending § 950-510B(4)(c)[3] by deleting the phrase "parking is controlled by a parking machine or parking meter" and replacing it with the phrase "parking is controlled by a parking machine, parking meter or mobile only zone".

6. City of Toronto Municipal Code Chapter 903, Parking for Persons with Disabilities, is amended by:
 - a. amending § 903-6D(1) by deleting the phrase "placed bags over parking meters or pay and display parking machines" and replacing it with the phrase "placed bags over parking meters, pay and display parking machines or mobile only zone signage";
 - b. amending § 903-5A(3) by deleting the phrase "requirement to deposit funds in parking meters and parking machines" and replacing it with the phrase "requirement to deposit funds in parking meters and parking machines or payment in mobile only zones";
 - c. amending § 903-6B(9) by deleting the phrase "In parking machine locations" and replacing it with the phrase "In parking machine and mobile only zone locations"; and
 - d. amending § 903-6B(10) by deleting the phrase "In parking machine or parking meter locations designated as motorcycle parking zones as set out in Schedule IV to Chapter 910, Parking Machines and Meters" and replacing it with the phrase "In parking machine, parking meter or mobile only zone locations designated as motorcycle parking zones as set out in Schedule IV to Chapter 910, Parking Machines, Parking Meters and Mobile Only Zones".

Enacted and passed on October 12, 2023.

Frances Nunziata,
Speaker

John D. Elvidge,
City Clerk

(Seal of the City)