

Appendix A

Authority: Public Works and Infrastructure Committee Item _____, as adopted by City of Toronto Council on _____, 2013.

CITY OF TORONTO

Bill No.

BY-LAW No. -2013

To amend City of Toronto Municipal Code Chapter 910, Parking Machines, to incorporate consolidated provisions to regulate Parking Meters within the City of Toronto.

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

As on July 13, 2012, City Council enacted By-law No. 1058-2012, a by-law "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" and make related changes to the offence provisions in Code Chapter 910; and

As City Council, at its meeting of _____, 2013 adopted Public Works and Infrastructure Committee Item _____ and authorized the introduction of a bill in Council to consolidate parking meter By-laws/Codes within the City of Toronto into one By-law/Code, which shall replace all previous parking meter regulations established under any Metropolitan or Area Municipal by-law;

The Council of the City of Toronto enacts:

1. Chapter 910, Parking Machines, of The Municipal Code of the City of Toronto is amended as follows:
 - A. By deleting the Chapter title "PARKING MACHINES" and replacing it with "PARKING MACHINES AND METERS"
 - B. By re-numbering § 910-10, § 910-10.1 and § 910-11 to § 910-21, § 910-22 and § 910-23, respectively.
 - C. By adding a new Article III, Offences and Penalties, and placing § 910-21, § 910-22 and § 910-23 in Article III.
 - D. By adding a new Article II as follows:

"ARTICLE II Parking Meters

§ 910-10. Definitions.

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

BUS - For the purposes of §§ 910-17, 910-20C and 910-21E, a vehicle designed for carrying 10 or more passengers.

CITY - The City of Toronto.

MOTOR VEHICLE - Includes an automobile, motor cycle, 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.

PARKING METER - An automatic or other mechanical device, with the necessary standard for the device, for the purpose of controlling and regulating the parking of any vehicle in a parking space and measuring and recording the duration of that parking.

PARKING SPACE - That portion of the surface of the roadway which for parking use is controlled and regulated by a parking meter.

PERMITTED PERIOD - The duration of parking in or on a parking space as indicated on a parking meter.

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.

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

§ 910-11. Payment of fee; measurement of time period.

Where a fee is stipulated in Schedule III at the end of this article for a given parking period in a parking space, the fee shall be paid for that period or any portion of it, and the period shall be as measured by the parking meter controlling that parking space.

- A. Despite any other provision in this Chapter, where a fee is stipulated in this article for a given parking period in a parking space, the requirement to pay or deposit a fee and to use or activate the parking meter shall not apply on September 17, November 11 and June 6 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 parking space, the requirement to pay or deposit a fee and to use or activate the parking meter shall not apply to a person parking a motorcycle.

§ 910-12. Parking meters authorized.

The erection, maintenance and operation of parking meters on the highways, at the sides and between the limits set out in Schedule III at the end of this Chapter for the purpose of controlling and regulating parking during the days and hours set out in Schedule III and the designation of parking spaces in connection with parking meters is authorized.

§ 910-13. Use of parking meters.

- A. Except where persons or vehicles are exempted by a by-law of the City from compliance with City by-laws respecting the use of parking meters or parking machines, where parking meters have been erected under the authority of § 910-12 and are in operation with respect to any parking space set out in Schedule III at the end of this Chapter, the duration of the permitted period shall be measured by the parking meter, and no person shall park any vehicle in or on any such parking space where a parking meter is in operation:
- (1) At any time unless the parking meter controlling the parking space is used and a fee deposited in the meter in accordance with the rate set out in Schedule III and the meter is activated; or
 - (2) At any time not within the permitted period.
- B. Subsection A does not apply to a portion of any parking space where the parking of vehicles on that portion of a roadway is regulated and controlled by parking machines.

§ 910-14. Parking within parking spaces.

Where parking meters have been erected under authority of § 910-12, no person shall park any vehicle on any roadway at the side and between the limits set out in Schedule III at the end of this Chapter other than in a parking space.

§ 910-15. Angle parking for motorcycles.

A motorcycle may be parked in a 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.

§ 910-16. Parking time periods.

Where parking meters have been erected under the authority of § 910-12, no person shall park any vehicle in a parking space on any roadway, at the side and between the limits set out in Schedule III at the end of this Chapter during the days and hours set out in Schedule III for a longer period than that set out in Schedule III.

§ 910-17. Bus parking.

No person shall park a vehicle, other than a bus, in a bus parking space designated under Section 910-12 and set out in Schedule III at the end of this Chapter.

§ 910-18. Slugs; tampering with and defacing parking meters.

- A. No person shall deposit or cause to be deposited in any parking meter any slug, device or other substitute for a coin of the Dominion of Canada or of the United States of America.
- B. No person shall deface, conceal, injure, tamper with, open or wilfully break, destroy or impair the usefulness of any parking meter erected under the authority of this article.

§ 910-19. 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.

§ 910-20. Exceptions.

- A. None of the provisions of this article shall prevent the holder of a filming permit issued under Chapter 459, Filming, of this Municipal Code 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 definitions to the contrary in § 910-10A, Council may designate parking spaces for use by buses only and all other provisions of this article apply to those bus parking spaces with necessary modification.
- D. Despite any other provision of the Municipal Code or any other City of Toronto By-law, the maximum parking period set out in Schedule III to this Chapter, where greater than 3 hours, shall supercede the general three-hour maximum parking period found in City of Toronto Municipal Code Chapter 950, Traffic and Parking, and any other by-laws."
- E. By amending § 910-21 as follows:
 - a. By deleting from § 910-21B the word "or" between "Section 910-6.1" and "Section 910-6.2" and inserting in lieu thereof a comma.
 - b. By inserting in § 910-21B after the phrase "Section 910-6.2" the phrase: ", Subsection 910-13A(1), Subsection 910-13A(2), Section 910-14, Section 910-15, Section 910-16 or Section 910-17".
 - c. By deleting from § 910-21C the word "or" between "Section 910-6" and "Section 910-6.1" in both places that it occurs and inserting in lieu thereof in both places a comma.

- d. By inserting in § 910-21C after the phrase "Section 910-6.1" in both places that it occurs the phrase: ", Subsection 910-13A(1), Subsection 910-13A(2), Section 910-14, Section 910-15, Section 910-16 or Section 910-17".
 - e. By inserting in § 910-21E after the phrase "Subsection 910-4A" in both places that it occurs the phrase: "or Subsection 910-13A".
- F.** By amending § 910-22 by deleting therefrom the phrase "910-10" in both instances where it occurs and inserting in lieu thereof the phrase "910-21" and by deleting the word "article" and inserting in lieu thereof the word "Chapter".
- G.** By amending §§ 910-23B by inserting the phrase: "or parking meters" after the phrase: "parking machines" and by deleting the word "article" and inserting in lieu thereof the word "Chapter".
- 2.** Section 1 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 and Meters, subsequent to the enactment of this by-law.

Enacted and passed on _____, 2013.

Speaker

City Clerk

(Seal of the City)