

THE CORPORATION OF THE CITY OF PORT COLBORNE

BY-LAW NO. 6101/67/14

BEING A BY-LAW TO AMEND BY-LAW 89-2000, BEING A BY-LAW TO REGULATE PARKING AND TRAFFIC; BY-LAW 5062/117/07, BEING A BY-LAW TO DESIGNATE CERTAIN PRIVATE ROADWAYS FIRE ROUTES AND TO ENSURE ADEQUATE ACCESS THEREON; BY-LAW 3475/56/97, BEING A BY-LAW TO PROVIDE FOR ESTABLISHING PARKING LOTS IN THE CITY OF PORT COLBORNE, AND FOR REGULATING, SUPERVISING, AND GOVERNING THE PARKING OF VEHICLES THEREIN AND THEREON AND TO PROHIBIT THE PARKING OR LEAVING OF MOTOR VEHICLES ON PRIVATE PROPERTY OWNED OR OCCUPIED BY THE CORPORATION OF THE CITY OF PORT COLBORNE; AND BY-LAW 5503/100/10, BEING A BY-LAW TO MANAGE AND REGULATE MUNICIPAL PARKS; AND TO PROVIDE FOR ENFORCEMENT THROUGH A SYSTEM OF ADMINISTRATIVE MONETARY PENALTIES

WHEREAS the City of Port Colborne has adopted By-law No. 6082/48/14 being the Administrative Penalty By-law which applies administrative penalties in respect of the parking, standing or stopping of vehicles;

AND WHEREAS the City of Port Colborne has enacted a number of by-laws regulating parking, standing or stopping of vehicles;

AND WHEREAS the City of Port Colborne considers it desirable and necessary to amend its by-laws regulating the parking, standing or stopping of vehicles to allow for enforcement through the administrative penalty system;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF PORT COLBORNE ENACTS AS FOLLOWS:

By-law 89-2000 – A By-law Regulating Traffic and Parking on City Roads

1. Sections 1001.01, 1001.02, 1002.03 1000.04, and 1002.01 of By-law 89-2000, as amended, are hereby repealed and replaced with:

“1001.01 – Offences Created: Subject to subsection 1001.02, each person who contravenes a provision of this By-law is guilty of an offence and upon conviction, is liable to the penalties provided for in the *Provincial Offences Act*.

1001.02 – Designation re: Administrative Penalties: Subsection 1001.03 and Schedule “AC” and the parts of this By-law to which that Schedule relates are designated as parts of this By-law to which the City’s system established by the City’s Administrative Penalty By-law applies.

1001.03 - Penalties Created: Any person who permits a vehicle to be parked, stopped or standing contrary to a part of this By-law that is designated pursuant to subsection 1001.02 and each owner of that vehicle are, when given a Penalty Notice in accordance with the City’s Administrative Penalty By-law, liable to pay to the City an Administrative Penalty in the amount specified in Schedule “AC” to

this By-law for each day or part of a day on which the contravention continues.”

2. By-law 89-2000 is hereby amended by deleting Schedule “AC Voluntary Penalty” and replacing it with Schedule “AC Administrative Penalties”, which Schedule is attached as Schedule “A” to this amending By-law.

By-law 5062/117/07 – Being a By-law to Designate Certain Private Roadways as Private Routes and to Ensure Adequate Access Thereon

3. Section 7 of By-law 5062/117/07, as amended, is hereby repealed and replaced with:

“7 Offences Created: Subject to subsection 7.1, each person who contravenes a provision of this By-law is guilty of an offence and upon conviction, is liable to the penalties provided for in the *Provincial Offences Act*.

7.1 Designation re: Administrative Penalties: Subsection 7.2 and Schedule “*” and the parts of this By-law to which that Schedule relates are designated as parts of this By-law to which the City’s system established by the City’s Administrative Penalty By-law applies.

7.2 Penalties Created: Each person who permits a vehicle to be parked, stopped or standing contrary to a part of this By-law that is designated pursuant to subsection 7.1 and each owner of that vehicle are, when given a penalty notice in accordance with the City’s Administrative Penalty By-law, liable to pay the City an administrative penalty in the amount specified in Schedule “B” to this By-law for each day or part of a day on which the contravention continues.”

4. By-law 5062/117/07, as amended, is hereby further amended by adding Schedule “B – Administrative Penalties”, which Schedule is attached as Schedule “B” to this amending By-law.

By-law 3475/56/97 – Being a By-law to Regulate Private Parking Lots, as Amended

5. Sections 5.1, 5.2, 5.3 and 5.4 of By-law 3475/56/97, as amended, are hereby repealed and replaced with:

“5.1 Offences Created: Every person who contravenes a provision of this By-law is guilty of an offence.

5.2 Designation re: Administrative Penalties: This By-law is designated as a by-law to which the City’s Administrative Penalty By-law applies.

5.3 Penalties Created: Any person who permits a vehicle to be parked, stopped or standing contrary to this By-law and each owner of a vehicle, when given a Penalty Notice in accordance with the City’s Administrative Penalty By-law, is liable to pay the City an administrative penalty in the amount specified in Schedule “E” to this By-law for each day or part of a day on which the contravention continues.”

6. By-law 3475/56/97, as amended is further amended by adding the following Schedule "E- Administrative Penalties" which Schedule is attached as Schedule "C" to this amending By-law.

By-law 5503/100/10 – Being a By-law to Regulate Parking in Municipal Facilities, as Amended

7. Section 54 of By-law No 5503/100/10, as amended is hereby repealed and replaced with:

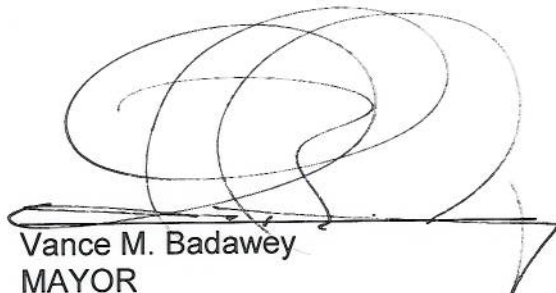
"54(1) Offences created: Subject to subsections 54(2) and (3), each person who contravenes a provision of this By-law is guilty of an offence and upon conviction, is liable to the penalties provided for in the *Provincial Offences Act*;


54(2) Designation re: Administrative Penalties: Subsection 54(3) and Schedule "D" and the parts of this By-law to which that Schedule relates are designated as parts of this By-law to which the City's system established by the Administrative Penalty By-law applies;

54(3) Penalties Created: Each person who permits a vehicle to be parked, stopped or standing contrary to a part of this By-law that is designated pursuant to subsection 54(2) and each owner of that vehicle are, when given a penalty notice in accordance with the City's Administrative Penalty By-law, liable to pay the City an administrative penalty in the amount specified in Schedule "D" to this By-law for each day or part of a day on which the contravention continues."

8. By-law 5503/100/10, as amended is further amended by adding the following Schedule "D – Administrative Penalties", which Schedule is attached as Schedule "D" to this amending By-law.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED
THIS 23RD DAY OF JUNE, 2014.**


Vance M. Badawey
MAYOR


Ashley Grigg
CITY CLERK