

THE CITY OF VAUGHAN

BY-LAW

BY-LAW NUMBER 016-2022

A By-law of The Corporation of the City of Vaughan to amend the Parking By-law 064-2019, as amended, to allow a two-year on-street pay-and-display parking pilot in the City of Vaughan on portions of streets, including Applemill Road, Buttermill Avenue and New Park Place.

WHEREAS section 8(1) of the *Municipal Act, 2001, S.O. 2001, c. 25*, as amended, provides that the powers of a municipality shall be interpreted broadly as to confer broad authority on a municipality to (a) enable it to govern its affairs as it considers appropriate, and (b) enhance its ability to respond to municipal issues;

AND WHEREAS section 11(3) and 11(8) of the *Municipal Act, 2001, S.O. 2001, c. 25*, as amended, provide for lower-tier municipalities to pass by-laws respecting matters pertaining to highways, including parking and traffic on highways, and parking, except on highways;

AND WHEREAS section 391(1) of the *Municipal Act, 2001, S.O. 2001, c. 25*, as amended, provides for a municipality to impose fees or charges on persons for services or activities it provides and for the use of its property;

AND WHEREAS the Council of The Corporation of the City of Vaughan deems the regulation of parking necessary to ensure the safety of drivers and pedestrians, the effective flow of traffic, and the maintenance of community standards;

AND WHEREAS the Council of The Corporation of the City of Vaughan deems it appropriate to amend Parking By-law 064-2019;

NOW THEREFORE the Council of The Corporation of the City of Vaughan ENACTS AS FOLLOWS:

1. That By-law 064-2019, as amended, be further amended by adding the following wording to the recitals:

WHEREAS section 100.1 of the *Municipal Act, 2001, S.O. 2001, c. 25*, as amended, provides that local municipality may, in respect of land not owned or occupied by the municipality, regulate or prohibit the parking or leaving of motor vehicles without the consent of the owner of the land;

2. That By-law 064-2019, as amended, be further amended by adding a definition of “App” in alphabetical order in subsection 3.0(1) and consecutively re-lettering all definitions within this subsection accordingly:

“App” means the official parking application or applications for mobile devices, of the City of Vaughan authorized vendor.

3. That By-law 064-2019, as amended, be further amended by adding a definition for “Metered Parking” in alphabetical order in subsection 3.0(1) and consecutively re-lettering all definitions within this subsection accordingly:

“Metered Parking” means authorized Parking on designated streets for which payment is calculated on the basis of time through the App or through pay-and-display On-Street Parking Permit.

4. That By-law 064-2019, as amended, be further amended by adding the following section 10.1 to read as follows:

10.1 Metered Parking

- (1) Metered Parking for the Parking of Motor Vehicles is hereby authorized and assigned, as the Council of the City may hereafter designate by By-law, on the Highways or portions of Highways, including Highways in unassumed residential areas, set out respectively in Schedule 4.1 of this By-law.
- (2) Where a sign has been erected and is on display indicating Parking is prohibited without a permit, no person shall Park a Motor Vehicle at any time on a Highway or portion of a Highway unless Parking is permitted under Schedule 4.1 of this By-law.
- (3) Every person who Parks on the Highways or portions of Highways, including Highways in unassumed residential areas, during the days and times authorized to do so in Schedule 4.1 of this By-law, shall obtain a valid Metered Parking On-Street Parking Permit.
- (4) No person who has obtained an On-Street Parking Permit under Part 10.1 shall Park a Motor Vehicle other than the Motor Vehicle, and on other than the date, time and location, indicated on the Metered Parking printed On-Street Parking Permit, through the QR code, or the App.

- (5) Every person who obtains a printed Metered Parking On-Street Parking Permit shall display such permit in a conspicuous place on the dashboard of the Motor Vehicle and shall ensure that there are no obstructions preventing a Municipal Law Enforcement Officer from being able to verify the validity of such permit.
- (6) Every person who obtains a virtual Metered Parking On-Street Parking Permit through a QR code or the App shall ensure that such virtual permission to Park has been granted at the time of Parking.
- (7) Every person who obtains a Metered Parking On-Street Parking Permit shall make payment at a rate of \$1.00 per twenty (20) minutes, not to exceed three (3) hours or \$9.00 and said fee shall be non-refundable.
- (8) Despite 10.1(7), any person who Parks for a period of less than twenty (20) minutes on the portion of Buttermill Avenue identified in Schedule 4.1 shall not be subject to a fee; however, anyone Parking twenty (20) minutes or more shall be subject to a fee for the fulltime.
- (9) Despite 10.1(7) and 10.1(8), any person with a valid Accessible Parking Permit may Park on any Highway or portions of a Highway, including Highways in unassumed residential areas, set out respectively in Schedule 4.1 of this By-law, without purchasing a Metered Parking On-Street Parking Permit, provided that such Accessible Parking Permit is displayed in a conspicuous place on the dashboard of the Motor Vehicle and there are no obstructions preventing a Municipal Law Enforcement Officer from being able to verify the validity of such Accessible Parking Permit, and that the Motor Vehicle is not Parked more than three (3) hours within the same portion of the Highway set out in Schedule 4.1 of this By-law.
- (10) For greater certainty, after Parking three (3) hours on a portion of a Highway, including any portion in unassumed residential areas, as set out in Schedule 4.1 of this By-law, with a valid Metered Parking On-Street Parking Permit, no person shall be eligible to Park again within that portion of a Highway until sixty (60) minutes after the expiration of same Metered Parking On-Street Parking Permit.

- (11) For greater certainty, unless otherwise signed by the City, no person shall Park on any Highway or portions of a Highway, including Highways in unassumed residential areas, set out respectively in Schedule 4.1 of this By-law, where for technical or any other reasons it is not possible to obtain a Metered Parking On-Street Parking Permit.
- (12) Nothing in this By-law shall permit a Motor Vehicle issued with a Metered Parking On-Street Parking Permit to be Stopped or Parked at any location other than the Highway designated in the On-Street Parking Permit when Stopping or Parking is prohibited by other provisions of this By-law.
- (13) Notwithstanding that a person may hold a permit authorizing Parking on a designated Highway at prescribed hours, such person shall be subject to the provisions of subsection 170(12) of the *Highway Traffic Act*, R.S.O. 1990, C. H.8.
5. That By-law 064-2019, as amended, be further amended by adding the following administrative monetary penalties to Schedule 10 of the By-law:

Section	Description	Fine Amount
10.1(2)	Park at a prohibited time	\$ 50
10.1(3)	Park without a valid Metered Parking On-Street Parking Permit	\$ 50
10.1(4)	Park contrary to the vehicle or the date, time or location indicated on the Metered Parking On-Street Parking Permit	\$ 50
10.1(5)	Fail to properly display Metered Parking On-Street Parking Permit	\$ 50

6. That By-law 064-2019, as amended, be further amended by deleting the following road segments from **Schedule 1 - No parking**:

Highway	Side	From and To	Prohibited Time of Day
Applemill Road	North	From west limit of Jane Street to west limit of Applemill Road	Anytime
Applemill Road	South	From west limit of Applemill Road to west limit of Jane Street	Anytime
New Park Place	North	From the east limit of Edgeley Boulevard to 84 metres west of Millway Avenue	Anytime

New Park Place	South	From the east limit of Edgeley Boulevard to the west limit of Millway Avenue	Anytime
New Park Place [Added by subsection 1(c) of By-law 178-2019 on December 17, 2019.]	South	From the east limit of Edgeley Boulevard to 87 metres west of Millway Avenue	Anytime

7. That By-law 064-2019, as amended, be further amended by adding the following road segments to **Schedule 1 - No parking**:

Highway	Side	From and To	Prohibited Time of Day
Applemill Road	Both	From west limit of Jane Street to east limit of Millway Avenue	Anytime
Applemill Road	Both	From west limit of Edgeley Boulevard to east limit of Applewood Crescent	Anytime

8. That By-law 064-2019, as amended, be further amended by deleting the following road segments from **Schedule 3 – No Stopping**:

Schedule 3 – No Stopping

Highway	Side	From and To	Prohibited Time of Day
Applemill Road	North	From west limit of Jane Street to west limit of Applemill Road	7:00 a.m. to 9:00 a.m. 4:00 p.m. to 6:00 p.m. Monday to Friday
Applemill Road	South	From west limit of Applemill Road to west limit of Jane Street	7:00 a.m. to 9:00 a.m. 4:00 p.m. to 6:00 p.m. Monday to Friday
New Park Place	North	From the east limit of Edgeley Boulevard to 84 metres west of Millway Avenue	7:00 a.m. to 9:00 a.m. 4:00 p.m. to 6:00 p.m. Monday - Friday
New Park Place [Amended by subsection 1(d) of By-law 178-2019 on December 17, 2019.]	South	From the east limit of Edgeley Boulevard to 87 metres west of Millway Avenue	7:00 a.m. to 9:00 a.m. 4:00 p.m. to 6:00 p.m. Monday to Friday

9. That By-law 064-2019, as amended, be further amended by adding the following road segments to **Schedule 3 – No Stopping**:

Highway	Side	From and To	Prohibited Time of Day
Applemill Road	Both	From west limit of Jane Street to east limit of Millway Avenue	Anytime
Applemill Road	Both	From west limit of Edgeley Boulevard to east limit of Applewood Crescent	Anytime

10. That By-law 064-2019, as amended, be further amended by adding the following Schedule 4.1 – Metered On-Street Parking to read as follows:

Schedule 4.1 – Metered On-Street Parking

Highway	Side	From and To	Prohibited Time of Day
Applemill Road	Both	From west limit of Millway Avenue to east limit of Edgeley Boulevard	Overnight parking prohibited from 2:00 a.m to 6:00 a.m.
New Park Place	North	From the east limit of Edgeley Boulevard to 84 metres west of Millway Avenue	Overnight parking prohibited from 2:00 a.m to 6:00 a.m.
New Park Place	South	From the east limit of Edgeley Boulevard to 87 metres west of Millway Avenue	Overnight parking prohibited from 2:00 a.m to 6:00 a.m.
Buttermill Avenue	Both	From south limit of Portage Parkway to north limit of Applemill Road	Overnight parking prohibited from 2:00 a.m to 6:00 a.m.

11. That By-law 064-2019, as amended, be further amended by repealing section 6.0(8) and substituting it with the following:

(8) Despite subsection 5(7) and Schedule A, Part 13, no person shall Park or Stop a Motor Vehicle at any time on the north side of Applemill Road, between the limits of thirty (30) metres west of Millway Avenue and thirty-seven (37) metres west of Millway Avenue, with the exception of vehicles with a valid Accessible Parking Permit. Motor Vehicles used primarily for the conveyance of Person with a Disability, including accessible taxicabs and paratransit, may Stop to a maximum of ten (10) minutes any time for purposes of picking up or dropping passengers with accessibility needs.

12. That By-law 064-2019, as amended, be further amended by adding section 6.0(9) to read as follows:

- (9) Despite subsection 5(7) and Schedule A, Part 13, no person shall Park or Stop a Motor Vehicle at any time on the east side of Buttermill Avenue, between the limits of nine (9) metres north of Applemill Road and sixteen (16) metres north of Applemill Road, with the exception of vehicles with a valid Accessible Parking Permit. Motor Vehicles used primarily for the conveyance of Person with a Disability, including accessible taxicabs and paratransit, may Stop to a maximum of ten (10) minutes any time for purposes of picking up or dropping passengers with accessibility needs.

Enacted by City of Vaughan Council this 15th day of February, 2022.

Hon. Maurizio Bevilacqua, Mayor

Todd Coles, City Clerk