

# *THE CITY OF VAUGHAN*

# *BY-LAW*

## **BY-LAW NUMBER 240-2024**

**A By-law to establish a comprehensive system of Administrative Penalties for the City of Vaughan and to repeal Administrative Monetary Penalties By-law 063-2019 and all its amendments.**

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

**AND WHEREAS** section 391(1) of the *Municipal Act* 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** section 102.1 of the *Municipal Act* provides that a municipality may require a person to pay an Administrative Penalty if the municipality is satisfied that the person has failed to comply with any by-laws respecting the parking, standing or stopping of vehicles;

**AND WHEREAS** section 434.1 of the *Municipal Act* provides that a municipality may require a person to pay an Administrative Penalty if the municipality is satisfied that the person has failed to comply with a by-law of the municipality passed under the *Municipal Act*;

**AND WHEREAS** section 434.2 of the *Municipal Act* provides that an Administrative Penalty imposed by the municipality on a person constitutes a debt of the person to the municipality;

**AND WHEREAS** O. Reg 333/07 *Administrative Penalties* pursuant to the *Municipal Act, 2001*, S.O. 2001, c. 25, applies to administrative penalties that are required by the municipality in respect of the parking, standing or stopping of vehicles;

**AND WHEREAS** O. Reg. 355/22 *Administrative Penalties for Contraventions Detected Using Camera Systems* ("O. Reg. 355/22") under the *Highway Traffic Act* R.S.O. 1990, c.

H. 8, as amended, (the “*Highway Traffic Act*”) authorizes the use of administrative penalties for vehicle-based contraventions captured by automated enforcement systems;

**AND WHEREAS** the City of Vaughan considers it desirable to have a consolidated Administrative Penalties By-law that sets out a unified process for all by-laws to which administrative penalties may apply;

**NOW THEREFORE** The Corporation of the City of Vaughan enacts this By-law to establish a system of administrative penalties as an additional means of promoting compliance with its by-laws.

### **1.0 Authority and Short Title**

- (1) This By-law shall be known and referenced as the “Administrative Penalties By-law.”
- (2) The previous “Administrative Monetary Penalties By-law 063-2019” should now be referenced as “Administrative Penalties By-law” and all references to “administrative monetary penalties” in any other *City* by-laws should be replaced and referenced as “administrative penalties”.

### **2.0 Applicability and Scope**

- (1) This By-law applies to *Designated By-laws* and contraventions under an *Automated Speed Enforcement System* as authorized under the *Highway Traffic Act*.
- (2) Each *Designated By-law* permitting the issuance of *Administrative Penalties* under the *Municipal Act* or under the *Highway Traffic Act* shall set out short form wordings and the corresponding *Administrative Penalty* amounts to be applied for any contravention of such respective *Designated By-law* or an infraction under an *Automated Speed Enforcement System*.

### **3.0 Definitions and Interpretation**

- (1) In this By-law, unless the context otherwise requires, words imparting the singular number shall include the plural, and words imparting the masculine gender shall include the feminine and further, the converse of the foregoing also applies where the context requires.
- (2) Wherever a word is used in this By-law with its first letter capitalized and the whole

word italicized, the term is being used as it is defined in 3.0(4) of this By-law. Where any word appears in ordinary case, the commonly applied English language meaning is intended.

(3) Any reference to a statute, regulation, by-law or other legislation shall include such statute, regulation, by-law or legislation as amended, re-enacted, replaced, or superseded.

(4) For the purposes of this By-law:

“Administrative Fees” means applicable fees relating to *Administrative Penalties* as provided in the *City’s Fees and Charges By-law*;

“Administrative Penalty” means a penalty established under authority of the *Municipal Act* or the *Highway Traffic Act*;

“Appeal” means either a screening review or hearing review of an *Administrative Penalty*;

“Automated Speed Enforcement System” means a system that consists of a combination of a camera and speed-measuring equipment that can be used to take a photograph of a motor vehicle and determine and record the rate of speed at which the motor vehicle is travelling at the time the photograph is taken, which may be permanently or temporarily located on or adjacent to any highway;

“Balance of Probabilities” means that findings of fact are to be made on the basis that it is more likely than not, or more than 50% likely, that the event occurred;

“City” means the Corporation of the City of Vaughan;

“City Clerk” means the person appointed by *Council* as Clerk pursuant to Section 228 of the *Municipal Act*, or their designate;

“Contravener” means a person who has contravened any provision of a *Designated By-law*, or a *Motor Vehicle Owner* whose *Motor Vehicle* has been left parked, standing or stopped in contravention of the *Parking By-law* or *Motor Vehicle Owner* whose *Motor Vehicle* has been involved in a speeding contravention under *Highway Traffic Act*;

“Contravention” means the failure to comply with a provision of a *Designated By-law* or the *Highway Traffic Act*;

“Council” means the council of the *City*;

“Delegated Power of Decision” means a power or right, conferred by a *City* By-law, to prescribe the legal rights, powers, privileges, duties and/or liabilities of any person or party;

“Designated By-law” means a by-law or provision of a by-law that is designated under this By-law, as a by-law or provision of a by-law under which a contravention is subject to an *Administrative Penalty*, in accordance with the authorities granted under the *Municipal Act* and its Regulations and the provisions of this By-law, and is listed in Schedule 1 attached to this By-law;

“Director” means the Director of By-law & Compliance, Licensing & Permit Services of the City of Vaughan, or her or his designate;

“Documentation” means any paper or electronic document that supports or substantiates a claim or defense related to a *Contravention*;

“Failure to Attend Fee” means an additional fee a *Contravener* must pay if he or she fails to attend an *Appeal* pursuant to the *Fees and Charges By-law*;

“Fees and Charges By-law” means the *City’s* Fees and Charges By-law 224-2023, as amended or its successor by-law;

“Hearing Officer” means a person appointed by the *City Clerk* pursuant to this By-law;

“Issuing Officer” means a person authorized by the *City* to enforce this By-law, a *Designated By-law*, or the *Highway Traffic Act*;

“Late Payment Fee” means an additional fee a *Contravener* must pay if he or she fails to pay an *Administrative Penalty* for a *Penalty Notice* within the prescribed time frame pursuant to the *Fees and Charges By-law*;

“Motor Vehicle” includes an automobile, motorcycle, motor-assisted bicycle unless otherwise indicated in the *Highway Traffic Act*, and any other vehicle propelled or driven otherwise than by muscular power, but does not include a street car, or other motorized vehicles running only upon rails, or a motorized snow vehicle, traction engine, farm tractor, self-propelled implement of husbandry or road-building machine

within the meaning of the *Highway Traffic Act*;

“Motor Vehicle Owner” means the person whose name appears on the permit for the vehicle, or, in the instance where the vehicle permit consists of a *Motor Vehicle* portion and plate portion and different persons are named on each portion, the person whose name appears on the plate portion;

“O. Reg 355/22” refers Ontario Regulation 355/22: Administrative Penalties For Contraventions Detected Using Camera Systems;

“Parking By-law” means the *City’s Parking By-law 064-2019*, as amended or its successor by-law;

“Penalty Notice” means an *Administrative Penalty* issued for contravention of a *Designated By-law*;

“Penalty Order” means an *Administrative Penalty* issued pursuant to the *Highway Traffic Act*, in relation to contraventions detected using *Automated Speed Enforcement Systems*;

“Police Officer” means a member of the York Regional Police or a member of the Ontario Provincial Police;

“Relative”, in relation to a person, includes any of the following persons:

- (a) spouse, common-law partner, or any other person with whom the person is living as a spouse outside of marriage;
- (b) parent;
- (c) child, including step-child and grandchild;
- (d) siblings and children of siblings;
- (e) aunt, uncle, niece, and nephew;
- (f) in-laws, including mother, father, sister, brother, daughter, and son; or
- (g) any other person who lives with the person on a permanent basis;

“Screening Officer” means a person appointed by the *Director* pursuant to this By-law;

“Vary” means the reduction of an *Administrative Penalty* amount, or extension of time for payment of an *Administrative Penalty*, or an approved plan of periodic

payments of an *Administrative Penalty*.

#### 4.0 Procedures

- (1) Every *Contravener* shall, upon issuance of a *Penalty Notice* or a *Penalty Order* in accordance with this By-law, be liable to pay to the *City* an *Administrative Penalty*.
- (2) An *Issuing Officer* who determines that a *Designated Bylaw* has been contravened, or an offence has been detected using *Automated Speed Enforcement Systems*, may issue a *Penalty Notice* or a *Penalty Order*, respectively, addressed to the *Contravener*.
- (3) The *Penalty Notice* or a *Penalty Order* shall be served on the *Contravener* as soon as is reasonably practicable and shall include the following information, if applicable:
  - (a) unique file number;
  - (b) the provision of the *Highway Traffic Act* or *Designated By-law* contravened;
  - (c) date and location of the contravention;
  - (d) the amount of the *Administrative Penalty*;
  - (e) an identification of the *Motor Vehicle* that is involved in the *Contravention*, if applicable;
  - (f) information respecting the process by which the person may exercise his or her right to request a review of the *Administrative Penalty*;
  - (g) in case of a *Penalty Notice*, a statement advising that *Contravener* must, no later than fifteen (15) days after the day the *Penalty Notice* is deemed served, pay the *Administrative Penalty* or commence an *Appeal* in accordance with this By-law;
  - (h) in case of a *Penalty Order*, a statement advising that *Contravener* must, no later than thirty (30) days after the day the *Penalty Order* is deemed served, pay the *Administrative Penalty* or commence an *Appeal* in accordance with this By-law;
  - (i) a statement advising that an *Administrative Penalty* will, unless cancelled or reduced pursuant to the review process, constitute a debt to the *City* or, in case of a speeding contravention under the *Highway Traffic Act*, be directed to the Ontario Ministry of Transportation.

- (4) A *Penalty Notice* shall be served by:
- (a) delivering it personally to the *Contravener* to whom or to which it is addressed, which shall be deemed to be served on that day; or
  - (b) sending it by registered mail to the *Contravener's* last known address, which shall be deemed to be served on the fifth day after it is mailed; or
  - (c) sending it by facsimile transmission to the *Contravener's* last known facsimile transmission number, which shall be deemed to be served on the day it is sent; or
  - (d) sending it by e-mail transmission to the *Contravener's* last known e-mail address, where the City has the consent to send via e-mail, which shall be deemed to be served on the day it is sent.
- (5) Notwithstanding section 4.0(4), where the *Contravener* has contravened the *Parking By-law*, a *Penalty Notice* shall be served by:
- (a) affixing it to the *Motor Vehicle* in a conspicuous place at the time of the contravention, which shall be deemed to be served on that day; or
  - (b) delivering it personally to the person having care and control of the *Motor Vehicle* at the time of the contravention, which shall be deemed to be served on that day; or
  - (c) delivering it personally to the operator of the *Motor Vehicle* at the time of the contravention, which shall be deemed to be served on that day; or
  - (d) delivering it personally to the *Contravener* as soon as reasonably practicable, which shall be deemed to be served on that day; or
  - (e) sending it by regular mail to the *Contravener's* last known address, which shall be deemed to be served on the fifth day after it is mailed; or
  - (f) sending it by facsimile transmission to the *Contravener's* last known facsimile transmission number, which shall be deemed to be served on the day it is sent; or
  - (g) sending it by e-mail transmission to the *Contravener's* last known e-mail address, where the City has the consent to send via e-mail, which shall be

deemed to be served on the day it is sent.

- (6) Notwithstanding section 4.0(4), where the contravention occurred under *O. Reg. 355/22* and has been detected using *Automated Speed Enforcement System*, a *Penalty Order* shall be served by mail or by courier to the last known address of the *Motor Vehicle Owner* and shall be deemed served on the seventh day following the day on which it was mailed or couriered.
- (7) No *Issuing Officer* may accept payment in respect of an *Administrative Penalty*.

## **5.0 Appeal Process**

- (1) An *Appeal* of an *Administrative Penalty* shall be conducted as follows:
  - (a) a *Contravener* may initiate the first stage of an *Appeal* by requesting a review of the *Administrative Penalty* by a *Screening Officer*, as outlined in the *Penalty Notice or Penalty Order*;
  - (b) a request under section 5.0(1)(a) shall be made within fifteen (15) days after the date on which the *Penalty Notice* for a contravention of a *Designated By-law* is deemed served;
  - (c) in case of a *Penalty Order*, for an offence detected using an *Automated Speed Enforcement System*, a request under section 5.0(1)(a) shall be made within thirty (30) days after the date on which the *Penalty Order* is deemed served;
  - (d) the *Screening Officer* shall affirm, *Vary*, or cancel the *Administrative Penalty* in accordance with this By-law and any applicable policies and procedures;
  - (e) a *Contravener* may commence the second stage of an *Appeal* by requesting a review of the *Screening Officer's* decision by a *Hearing Officer*;
  - (f) a request under section 5.0(1)(e) shall be made within fifteen (15) days after the date of the *Screening Officer's* decision;
  - (g) notwithstanding section 5.0(1)(f), in case of a speeding contravention under the *Highway Traffic Act*, a *Contravener* may request a review of the *Screening Officer's* decision within thirty (30) days of such decision;
  - (h) the *Hearing Officer* shall affirm, *Vary*, or cancel the *Administrative Penalty* in



accordance with this By-law and any applicable policies and procedures;

- (i) the *Screening Officer* and *Hearing Officer* must provide their decisions to the *Contravener* as soon as practicable after they are made;
  - (j) if a *Screening Officer* or *Hearing Officer* deems it fair and appropriate, he or she may extend the prescribed period to commence an *Appeal*, even if such period has already expired.
- (2) A review by the *Screening Officer* can be conducted by phone, online, or by any other means approved by the *Director*.
  - (3) A review by the *Hearing Officer* can be conducted in person or online, if the *Contravener* has a device with audio and video capabilities to share and receive information during the review. Designated *City* staff responsible for administering hearings within the Office of the *City Clerk* must inform the *Contravener* of the method of hearing before it takes place.
  - (4) The *City* must give the *Contravener* at least seven (7) calendar days' notice of the date, time, and place of an *Appeal* by the *Hearing Officer*.
  - (5) If the *Contravener* fails to attend any stage of an *Appeal*, a *Failure to Attend Fee* will be added to the *Administrative Penalty* amount. The *Contravener* will be considered to have abandoned the *Appeal*, the *Administrative Penalty* will be affirmed, and there shall be no further *Appeal*.
  - (6) Notwithstanding section 5.0(5), a *Screening Officer* or a *Hearing Officer* may remove a *Failure to Attend Fee*, in the case he or she deems appropriate.
  - (7) If the *Contravener* has not requested a review by the *Screening Officer* or *Hearing Officer* or an extension of time to request a review of a *Penalty Notice* within fifteen (15) days of the deadlines prescribed in sections 5.0(1)(a) and 5.0(1)(b), the *Administrative Penalty* shall be deemed to be affirmed and, if applicable, *Late Payment Fees*, as set out in the *Fees and Charges By-law* shall apply.
  - (8) Where an extension to request a review has been granted, with respect to a *Penalty Notice*, *Late Payment Fees* shall not be applied until fifteen (15) days after disposition of the matter or at a time otherwise set by the *Screening Officer* or *Hearing Officer*.

- (9) Where an extension to request a review has been granted, with respect to a *Penalty Notice*, enforcement mechanisms in relation to the *Administrative Penalty* shall be suspended. For greater certainty, other enforcement mechanisms related to the contravention, including the *City's* ability to exercise remedial powers, shall not be suspended.
- (10) A *Contravener* may, on his or her behalf, have a person appear at a review by the *Screening Officer* or *Hearing Officer*, or have such person communicate with the *City*, in accordance with written authorization satisfactory to the *Director*.

## **6.0 Appeal Decisions**

- (1) In deciding whether to affirm, *Vary* or cancel an *Administrative Penalty*, a *Screening Officer* shall consider all relevant legislation, evidence, and determine, in accordance with applicable policies and procedures, whether it was reasonable for the *Issuing Officer* to impose the *Administrative Penalty*.
- (2) In deciding whether to affirm, *Vary* or cancel an *Administrative Penalty*, a *Hearing Officer* shall consider all relevant legislation, evidence, and determine, in accordance with applicable policies and procedures, whether the decision of the *Screening Officer* was reasonable.
- (3) A *Screening Officer* or *Hearing Officer* does not have jurisdiction to consider questions relating to the validity of a statute, regulation or by-law or the constitutional applicability or operability of any statute, regulation, or by-law.
- (4) Where a *Screening Officer* or *Hearing Officer* determines that on the *Balance of Probabilities* the contravention did occur as alleged on the *Penalty Notice* or *Penalty Order*, he or she must affirm the *Administrative Penalty*, but may *Vary* the amount of the *Administrative Penalty* in accordance with the *City's* policies, procedures and applicable legislation.
- (5) The amount of the *Administrative Penalty* under a *Penalty Notice* shall not be increased other than in accordance with this By-law.
- (6) A *Contravener* cannot request a reduction of the *Administrative Penalty* for undue hardship once a hearing decision is final.
- (7) A *Screening Officer* or *Hearing Officer* may only extend the time for payment of a

*Penalty Notice or Penalty Order*, including *Administrative Fees*, to alleviate an undue hardship on the *Contravener*.

- (8) The amount of the *Administrative Penalty* under *Penalty Order* shall not be increased other than in accordance with O. Reg. 355/22 under the *Highway Traffic Act*.
- (9) The decision of a *Hearing Officer* is final.
- (10) The *Screening* or *Hearing Officer* may adjourn an *Appeal* and withhold a decision until necessary *Documentation* is obtained.
- (11) If the *Administrative Penalty* resulting from the *Screening Officer's* decision is paid, the *Contravener* forfeits any further right to *Appeal*, and the decision becomes final.
- (12) The *Administrative Penalty* for a *Penalty Notice* must be paid within fifteen (15) days of the screening or hearing decision, or as otherwise *Varied* in the screening or hearing decision.
- (13) The *Administrative Penalty* for a *Penalty Order* must be paid within thirty (30) days of the screening or hearing decision, or as otherwise *Varied* in the screening or hearing decision.
- (14) Where an *Administrative Penalty* is cancelled, any *Administrative Fee(s)* are also cancelled.
- (15) Where a *Contravener* has paid an *Administrative Penalty* that is then cancelled or *Varied*, the *City* shall refund the amount cancelled or *Varied*.
- (16) If an *Administrative Penalty* issued to a *Contravener* who has contravened the *Parking By-law* is not paid within fifteen (15) days after the date that it is deemed affirmed and thereafter becomes due and payable to the *City*, the *City* may file a certificate of default in a court of competent jurisdiction, upon which time the certificate shall be deemed to be an order of the court and the *City* may enforce it as such.
- (17) If an *Administrative Penalty* issued to a *Contravener* who has contravened the *Parking By-law* is not paid within fifteen (15) days after the date that it becomes due and payable to the *City*, the *City* may notify the Ontario Ministry of Transportation of

the default and the Ministry shall not validate the permit of the *Contravener* nor issue a new permit to the *Contravener* until the penalty is paid.

- (18) Where the *City* is required to obtain documents or information about the *Motor Vehicle* found in contravention of the *Parking By-law* or about the *Contravener*, the *City* shall levy against the *Contravener* an administrative fee as prescribed by the *City's Fees and Charges By-law*.
- (19) If an *Administrative Penalty* issued to a *Contravener* who has contravened the *Highway Traffic Act* and whose contravention is captured by *Automated Speed Enforcement System* is not paid within thirty (30) days after the date that it becomes due and payable to the *City*, the *City* may notify the Ontario Ministry of Transportation of the default and the Ministry shall not validate the permit of the *Contravener* nor issue a new permit to the *Contravener* until the penalty is paid.
- (20) Once an *Administrative Penalty* is deemed to be affirmed or *Varied*, the *Administrative Penalty* becomes a debt to the *City* and, in addition to any other remedies the *City* may have, the *City* may add the debt to the tax roll in accordance with the *Municipal Act*.

## **7.0 Establishment and Appointment of Screening and Hearing Officers**

- (1) The position of *Screening Officer* is established for the purpose of exercising *Delegated Powers of Decision*; *Screening Officers* shall be appointed by the *Director*.
- (2) The following are not eligible for appointment as a *Screening Officer*:
  - (a) a member of *Council* of the *City*; or
  - (b) the *Relative* of a person referenced in subsection 7.0(2)(a).
- (3) The position of *Hearing Officer* is established for the purpose of exercising *Delegated Powers of Decision* and shall be appointed by the *City Clerk*.
- (4) The following are not eligible for appointment as a *Hearing Officer*:
  - (a) an employee or member of *Council* of the *City*;
  - (b) the *Relative* of a person referenced in subsection 7.0(4)(a); or
  - (c) a person indebted to the *City* other than:
    - (i) in respect of current real property taxes; or

- (ii) pursuant to an agreement with the *City*, the terms with which the person is in compliance;
  - (d) a person acting as legal counsel or otherwise acting as a representative in a legal proceeding against the *City*.
- (5) *Hearing Officers* cannot act or continue to act as a representative or an agent for applicants at a *Hearing* or any other *City* administrative tribunal.
- (6) *Hearings Officers* cannot be involved in litigation or legal proceedings against the *City*.
- (7) *Hearing Officers* cannot act as agents for applicants or individuals appearing in Provincial Offences Court.
- (8) *Hearing Officers* must be free from bankruptcy proceedings.
- (9) *Hearing Officers* must have a clear criminal record as verified by a current criminal record check obtained by the *Hearing Officer* at the request of the *City*.
- (10) No person shall attempt, directly or indirectly, to communicate for the purpose of influencing a *Screening Officer* or a *Hearing Officer* respecting the determination of a matter respecting a *Delegated Power of Decision* in a proceeding that is or will be pending before such officers, except the *Contravener* who is entitled to be heard in the proceeding, or the *Contravener's* authorized agent, and only during the screening or hearing of the proceeding relating to the matter.

## **8.0 Penalties**

- (1) A contravention under a *Designated By-law* shall be subject to an *Administrative Penalty* as set out in such *Designated By-law*, subject to the provisions of this By-law.
- (2) A contravention under the *Highway Traffic Act* shall be subject to an *Administrative Penalty* as set out in *O. Reg. 355/22* and the *City's Traffic By-law*.

## **9.0 Administrative Matters**

- (1) Time limits referred to in this By-law expire at 12:00 a.m. following the complete time frame referenced.
- (2) To be considered paid, the payment of *Administrative Penalties* and any *Late Payment Fees* and *Administrative Fees* must have been made as follows:

- (a) paid in full online, prior to the time limit specified;
  - (b) paid in full by phone, prior to the end of the last business day before the time limit specified;
  - (c) paid in full in person, prior to the end of the last business day before the time limit specified; or
  - (d) by receipt of a cheque for the full amount owed, prior to the time limit specified.
- (3) For greater certainty, the end of the business day referenced in 9.0(2)(b) and 9.0(2)(c) is the closing time on that business day of the offices of the By-law and Compliance, Licensing and Permit Services Department, as advertised on the *City's* website.
- (4) In the event a payment is dishonoured by an issuing institution, an additional administrative fee shall be levied against the *Contravener*, in accordance with the *Fees and Charges By-law*.
- (5) In the event that a time limit for filing a dispute does not fall on a business day, a *Contravener* may request a dispute only by either:
- (a) sending an e-mail to the offices of the By-law and Compliance, Licensing and Permit Services Department advising of the intent to file a dispute;
  - (b) leaving a voice-mail message with the By-law and Compliance, Licensing and Permit Services Department, advising of the intent to file a dispute; or
  - (c) contacting Access Vaughan and advising of the intent to file a dispute.
- (6) Despite section 5.0(1), where a request for an accessible format has been made for the *Penalty Notice* or *Penalty Order* or the *Screening Officer's* decision within the time frames specified in the aforementioned sections, such time frames shall be extended by 5 (five) days in order to provide the accessible format to the *Contravener*.

## **10.0 Delegation**

- (1) For the purposes of subsection 23.3(2) of the *Municipal Act, 2001* it is the opinion of *Council* that the powers delegated to the *Screening Officer* and the *Hearing Officer*, the *Director* and the *City Clerk* pursuant to this By-law are of a minor nature.

- (2) The *Director* and *City Clerk* shall administer this By-law and establish any additional practices, policies, and procedures necessary to implement this By-law and may amend such practices, policies, and procedures from time to time, as they deem necessary.

#### **11.0 Severability and Conflicts**

- (1) Where a court of competent jurisdiction declares any section of this By-law to be invalid, or to be not in force, or without effect, it is the intention of *Council* in enacting this By-law that the remainder of this By-law shall continue to be in force and applied and enforced in accordance with its terms to the fullest extent possible according to law.
- (2) Where there is a conflict between this By-law and *O. Reg. 355/22*, the provisions of *O. Reg. 355/22* shall prevail.

#### **12.0 By-laws Repealed**

- (1) That the following by-laws of the *City* are hereby repealed: By-law 063-2019 and its amending by-laws, 155-2019, 037-2020, 097-2020, 100-2020, 103-2020, 161-2020, 188-2020, 122-2021, 134-2021, 047-2022, 072-2022, 090-2022, 107-2022, 123-2022, 126-2022, 132-2022, 240-2022, 155-2023, 177-2023, 197-2023, 032-2024, 086-2024, 117-2024, 123-2024, 127-2024 and 143-2024.

#### **13.0 Transition**

- (1) Notwithstanding the repeal of By-law 063-2019, as amended, said by-law shall continue to apply to any acts, omissions, occurrences, or offences for which charges were laid prior to the enactment of this By-law.
- (2) Where a notice or *Administrative Penalty* has been issued under any by-law repealed by this By-law, an *Issuing Officer* may issue for the corresponding contravention a notice or *Administrative Penalty* under the provisions of this By-law, with due consideration for any action taken under such previous by-laws.
- (3) Subject to section 13.0(1), an existing contravention of any provision of this By-law, regardless of whether the contravention occurred prior to the enactment of this By-law, shall be subject to all of its provisions.

- (4) Where any signage or public notice that prohibits or otherwise regulates any action governed by this By-law makes reference to a by-law other than this By-law, such signs or public notices shall be interpreted to reference the corresponding or relevant provisions of this By-law.
- (5) Where any positions of *Screening Officers* or *Hearing Officers* have been established and/or appointed under the previous by-law, the establishment and appointment of these positions remains in effect.

#### **14.0 Force and Effect**

- (1) This By-law shall come into force and effect on the date enacted by *Council*.

Voted in favour by the City of Vaughan Council this 17<sup>th</sup> day of December, 2024.

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Steven Del Duca, Mayor

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Todd Coles, City Clerk

Authorized by Item No. 10 of Report No. 41 of the Committee of the Whole.  
Report adopted by Vaughan City Council on December 17, 2024.  
City Council voted in favour of this by-law on December 17, 2024.  
Approved by Mayoral Decision MDC 017-2024 dated December 17, 2024.  
Effective Date of By-Law: **December 17, 2024**



## Schedule 1 – Designated By-laws

By-law #	Title	Penalties Provision
064-2019	Parking By-law	Schedule 10
122-2022	Licensing By-law	Part 4.13
074-2019	Smoking By-law	Part 9.0
037-2020	COVID-19 Emergency Measures By-law	Part 11.0
170-2004	Idling By-law	Part 6.0
103-2020	Dumping By-law	Part 10.0
169-2020	Photography Permits By-law	Part 9.0
066-2020	Animal Control By-law	Part 25.0
168-2020	Filming By-law	Part 7.0
045-2018	Special Events By-law	Part 10.1
189-2020	Fence By-law	Part 16.0
121-2021	Noise By-law	Part 24.0
158-2019	Short-Term Rental By-law	Part 16.0
183-2019	Municipal Accommodation Tax, Short-Term Rental By-law	Part 14.0
096-2020	Temporary Outdoor Patio By-law	Part 13.0
177-2020	Backflow Prevention By-law	Part 17.
089-2022	Fireworks and Pyrotechnics By-law	Part 9.0
106-2022	Water By-law	Part 16.

<b>By-law #</b>	<b>Title</b>	<b>Penalties Provision</b>
231-2011	Property Standards By-law	Section 14
125-2022	Long Grass and Weeds By-law	Part 7.0
130-2022	Sewer Use By-law	Part 28.0
155-2023	Fire Burn Permit By-law	Part 6.0
140-2018	Sign By-law	Part 3.10
034-2017	Encroachment By-law	Part 16.0
195-2000	Nuisance By-law	Part III
135-2017	Waste Collection By-law	Part 12.1
46-2009	Anti-Graffiti By-law	Part 6.0
032-2024	Site Alteration By-law	Part 11.0
085-2024	Fortification of Land By-law	Part 10.0
123-2024	Nuisance By-law	Part 7.0
143-2024	Protecting Vulnerable Social Infrastructure By-law	Part 7.0