

COMMITTEE OF THE WHOLE SEPTEMBER 17, 2002

PARKING FINES - ONTARIANS WITH DISABILITIES ACT

Recommendation

1. That the penalty provisions of City of Vaughan By-law Number 1-96 regulating the parking, standing or stopping of motor vehicles be amended, with the amending by-law to come into force on September 30, 2002, in accordance with the *Ontarians with Disabilities Act, 2001*.
2. That staff be directed to bring forward the required amending by-law at the next City of Vaughan Council Meeting.

Purpose

The City Clerk recently brought forward a report on requirements introduced by the *Ontarians with Disabilities Act, 2001* related to the establishment of an Accessibility Advisory Committee and an Accessibility Plan. The same legislation introduces a new minimum penalty for infractions of disabled persons parking provisions in parking by-laws passed under the *Municipal Act*.

Background - Analysis and Options

The minimum penalty for infractions of the City's parking by-law requirements related to disabled persons is presently \$100.00. All municipalities having passed by-laws regulating the parking, standing or stopping of vehicles are required to amend those by-laws to include a new minimum penalty of **\$300.00** as of September 30, 2002 for illegally parking in a disabled spot. Municipalities may also amend their parking by-laws to provide that the owner of the vehicle left parked, standing or stopped in a designated parking space in contravention of the by-law is guilty of an offence, even if not the driver of the vehicle at that time of the contravention.

Because of the significant increase in the fine for infractions of the parking by-law related to disabled persons' parking, staff will be placing appropriate notices in the newspaper advising the public of the new fine and the effective date.

Conclusion

In order to comply with the mandatory requirements of the *Ontarians with Disabilities Act, 2001* related to minimum fines, the City's parking by-law must be amended.

Attachments

None.

Report prepared by:

Carolyn P. Stobo, Solicitor/Special Services

Respectfully submitted,

Heather A. Wilson
Director of Legal Services