

The Corporation of the City of Guelph

By-law Number (2025) – XXXXX

A By-law to amend By-law Number (2022) – 20698, (2014) – 19736, (2003) – 17224, (2003) – 17082, (1997) – 15402, (1987) – 12425, as amended, respectively, to regulate parking and traffic in the City of Guelph under an administrative penalty system.

Whereas the City has enacted By-Law Number (2025) – XXXXX which establishes an administrative penalty system for parking, in accordance with section 102.1 of *Municipal Act, 2001*, S.O. 2001, c. 25 and O. Reg. 333/07 thereunder;

And whereas the Council of the City deems it necessary and expedient to amend certain by-laws to designate certain provisions as provisions to which administrative penalties shall apply;

The Council of The Corporation of the City of Guelph hereby enacts as follows:

Traffic and Parking By-law

1. By-law number (2022) – 20698, as amended, be and is hereby amended as follows:

- (1) Section 1(1) is amended by adding the following definitions:

“Administrative Penalty By-law” means the Administrative Penalty By-law of the City, as amended from time to time, or any successor thereof;

“designated provision” means any section of this by-law that is designated in this by-law and listed in a Schedule to the Administrative Penalty By-law as a part or provision to which the Administrative Penalty By-law applies;

“O. Reg. 333/07” means Ontario Regulation 333/07, made under the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended from time to time, or any successor thereof;

- (2) Section 65 is repealed in its entirety and replaced with the word “Repealed”.

- (3) Section 66 is repealed in its entirety and replaced with the following:

“Offence and Penalties

66

(1) Every person who contravenes any of the provisions of this by-law, except a designated provision, is guilty of an offence and upon conviction, is liable to a penalty as provided for in the *Provincial Offences Act*, R.S.O. 1990, c.P. 33, as amended from time to time, or any successor thereof.

(2) Sections pertaining to parking, standing or stopping in this by-law are designated provisions for the purposes of section 3 of O. Reg. 333/07 as parts of this by-law to which the Administrative Penalty By-law applies.

(3) If a vehicle has been left parked, standing or stopped in contravention of a designated provision, the owner(s) of the vehicle shall, upon issuance of a penalty notice in accordance with the Administrative Penalty By-law, be liable to pay an administrative penalty and any administrative fees, in accordance with the Administrative Penalty By-law.

(4) The *Provincial Offences Act*, R.S.O. 1990, c. P. 33, as amended from time to time, or any successor thereof, does not apply to a contravention of designated provision of this by-law.

(5) Except as set out in paragraphs (1) and (2) of this section, all other provisions of this by-law and of any other applicable legislation shall continue to apply to the designated provisions, in addition to the Administrative Penalty By-law.

Accessible Parking By-law

2. By-law number (2014) – 19736 is hereby amended as follows:

(1) Section 1 is amended by adding the following definitions:

“Administrative Penalty By-law” means the Administrative Penalty By-law of the City, as amended from time to time, or any successor thereof;

“designated provision” means any section of this by-law that is designated in this by-law and listed in a Schedule to the Administrative Penalty By-law as a part or provision to which the Administrative Penalty By-law applies;

“O. Reg. 333/07” means Ontario Regulation 333/07, made under the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended from time to time or any successor thereof;

(2) Section 14 is repealed in its entirety and replaced with the following:

14. Offence and Penalties

(a) Every person who contravenes any of the provisions of this by-law, except a designated provision, is guilty of an offence and upon conviction, is liable to a penalty as provided for in the *Provincial Offences Act, R.S.O. 1990*, c.P. 33, as amended from time to time, or any successor thereof.

(b) Sections pertaining to parking, standing or stopping in this by-law are designated provisions for the purposes of section 3 of O. Reg. 333/07 as parts of this by-law to which the Administrative Penalty By-law applies.

(c) If a vehicle has been left parked, standing or stopped in contravention of a designated provision, the owner(s) of the vehicle shall, upon issuance of a penalty notice in accordance with the Administrative Penalty By-law, be liable to pay an administrative penalty and any administrative fees, in accordance with the Administrative Penalty By-law.

(d) The *Provincial Offences Act, R.S.O. 1990*, c. P. 33, as amended from time to time, or any successor thereof, does not apply to a contravention of designated provision of this by-law.

(e) Except as set out in paragraphs (a) and (d) of this section, all other provisions of this by-law and of any other applicable legislation shall continue to apply to the designated provisions, in addition to the Administrative Penalty By-law.

(3) Section 15 is repealed in its entirety and replaced with the word “Repealed”.

(4) Section 21 is repealed in its entirety and replaced with the following:

Any fine under this by-law other than a designated provision is recoverable under the *Provincial Offences Act, R.S.O. 1990*, c. P. 33, as amended from time to time, or any successor thereof.

Parking in Parks By-law

3. By-law number (2003) – 17224 is hereby amended as follows:

(1) Section 1 is amended by adding the following definitions:

“Administrative Penalty By-law” means the Administrative Penalty By-law of the City, as amended from time to time, or any successor thereof;

“designated provision” means any section of this by-law that is designated in this by-law and listed in a Schedule to the Administrative Penalty By-law as a part or provision to which the Administrative Penalty By-law applies;

“O. Reg. 333/07” means Ontario Regulation 333/07, made under the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended from time to time or any successor thereof;

(2) Section 4 and section 5 are repealed in their entirety and replaced with the word “Repealed”.

(3) Section 6 is repealed in its entirety and replaced with the following:

6. Offence and Penalties

(a) Every person who contravenes any of the provisions of this by-law, except a designated provision, is guilty of an offence and upon conviction, is liable to a penalty as provided for in the *Provincial Offences Act, R.S.O. 1990*, c.P. 33, as amended from time to time, or any successor thereof.

(b) Sections pertaining to parking, standing or stopping in this by-law are designated provisions for the purposes of section 3 of O. Reg. 333/07 as parts of this by-law to which the Administrative Penalty By-law applies.

(c) If a vehicle has been left parked, standing or stopped in contravention of a designated provision, the owner(s) of the vehicle shall, upon issuance of a penalty notice in accordance with the Administrative Penalty By-law, be liable to pay an administrative penalty and any administrative fees, in accordance with the Administrative Penalty By-law.

(d) The *Provincial Offences Act, R.S.O. 1990*, c. P. 33, as amended from time to time, or any successor thereof, does not apply to a contravention of designated provision of this by-law.

(e) Except as set out in paragraphs (a) and (d) of this section, all other provisions of this by-law and of any other applicable legislation shall continue to apply to the designated provisions, in addition to the Administrative Penalty By-law.

(3) Section 8 is repealed in its entirety and replaced with the word “Repealed”.

Private Property Parking By-law

4. By-law number (1997) – 15402, as amended, is hereby amended as follows:

(1) Section 1 is amended by adding the following definitions:

“Administrative Penalty By-law” means the Administrative Penalty By-law of the City, as amended from time to time, or any successor thereof;

“designated provision” means any section of this by-law that is designated in this by-law and listed in a Schedule to the Administrative Penalty By-law as a part or provision to which the Administrative Penalty By-law applies;

“O. Reg. 333/07” means Ontario Regulation 333/07, made under the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended from time to time or any successor thereof;

(2) Section 5 is repealed in its entirety and replaced with the word “Repealed”.

(3) Section 6 is repealed in its entirety and replaced with the following:

6. Offence and Penalties

(a) Every person who contravenes any of the provisions of this by-law,

except a designated provision, is guilty of an offence and upon conviction, is liable to a penalty as provided for in the *Provincial Offences Act*, R.S.O. 1990, c.P. 33, as amended from time to time, or any successor thereof.

- (b) Sections pertaining to parking, stopping, and standing in this by-law are designated provisions for the purposes of section 3 of O. Reg. 333/07 as parts of this by-law to which the Administrative Penalty By-law applies.
- (c) If a vehicle has been left parked, standing or stopped in contravention of a designated provision, the owner(s) of the vehicle shall, upon issuance of a penalty notice in accordance with the Administrative Penalty By-law, be liable to pay an administrative penalty and any administrative fees, in accordance with the Administrative Penalty By-law.
- (d) The *Provincial Offences Act*, R.S.O. 1990, c. P. 33, as amended from time to time, or any successor thereof, does not apply to a contravention of designated provision of this by-law.
- (e) Except as set out in paragraphs (a) and (d) of this section, all other provisions of this by-law and of any other applicable legislation shall continue to apply to the designated provisions, in addition to the Administrative Penalty By-law.

Fire Route By-law

5. By-law number (2003) – 17082, as amended, is hereby amended as follows:

- (1) Section 1(1) is amended by adding the following definitions:
 - (k) "Administrative Penalty By-law" means the Administrative Penalty By-law of the City, as amended from time to time, or any successor thereof;
 - (l) "designated provision" means any section of this by-law that is designated in this by-law and listed in a Schedule to the Administrative Penalty By-law as a part or provision to which the Administrative Penalty By-law applies;
 - (m) "O. Reg. 333/07" means Ontario Regulation 333/07, made under the *Municipal Act*, 2001, S.O. 2001, c. 25, as amended from time to time or any successor thereof.
- (2) Section 8, including all subsections, is repealed in its entirety and replaced with the word "Repealed".
- (3) Section 12 is repealed in its entirety and replaced with the following:

12. Offence and Penalties

 - (a) Every person who contravenes any of the provisions of this by-law, except a designated provision, is guilty of an offence and upon conviction, is liable to a penalty as provided for in the *Provincial Offences Act*, R.S.O. 1990, c.P. 33, as amended from time to time, or any successor thereof.
 - (b) Sections pertaining to parking, stopping, and standing in this by-law are designated provisions for the purposes of section 3 of O. Reg. 333/07 as parts of this by-law to which the Administrative Penalty By-law applies.
 - (c) If a vehicle has been left parked, standing or stopped in contravention of a designated provision, the owner(s) of the vehicle shall, upon issuance of a penalty notice in accordance with the Administrative Penalty By-law, be liable to pay an administrative penalty and any administrative fees, in accordance with the Administrative Penalty By-law.
 - (d) The *Provincial Offences Act*, R.S.O. 1990, c. P. 33, as amended from time to time, or any successor thereof, does not apply to a contravention of designated provision of this by-law.

(e) Except as set out in paragraphs (a) and (d) of this section, all other provisions of this by-law and of any other applicable legislation shall continue to apply to the designated provisions, in addition to the Administrative Penalty By-law.

- (4) Section 13 and section 14 are repealed in their entirety.

Municipal Lot By-law

6. By-law number (1987) – 12425 is hereby amended as follows:

- (1) By adding the following definitions after section 2:

2.1 “Administrative Penalty By-law” means the Administrative Penalty By-law of the City, as amended from time to time, or any successor thereof;

2.2 “designated provision” means any section of this by-law that is designated in this by-law and listed in a Schedule to the Administrative Penalty By-law as a part or provision to which the Administrative Penalty By-law applies;

2.3 “O. Reg. 333/07” means Ontario Regulation 333/07, made under the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended from time to time or any successor thereof.

- (2) Section 23 is repealed in its entirety, including all subsections, and replaced with the following:

23. Offence and Penalties

(a) Every person who contravenes any of the provisions of this by-law, except a designated provision, is guilty of an offence and upon conviction, is liable to a penalty as provided for in the Provincial Offences Act, R.S.O. 1990, c.P. 33, as amended from time to time, or any successor thereof.

(b) Sections pertaining to parking, stopping, and standing in this by-law are designated provisions for the purposes of section 3 of O. Reg. 333/07 as parts of this by-law to which the Administrative Penalty By-law applies.

(c) If a vehicle has been left parked, standing or stopped in contravention of a designated provision, the owner(s) of the vehicle shall, upon issuance of a penalty notice in accordance with the Administrative Penalty By-law, be liable to pay an administrative penalty and any administrative fees, in accordance with the Administrative Penalty By-law.

(d) The *Provincial Offences Act*, R.S.O. 1990, c. P. 33, as amended from time to time, or any successor thereof, does not apply to a contravention of designated provision of this by-law.

(e) Except as set out in paragraphs (a) and (d) of this section, all other provisions of this by-law and of any other applicable legislation shall continue to apply to the designated provisions, in addition to the Administrative Penalty By-law.

- (3) Section 27 is amended to repeal subsections (a) and (b) in their entirety and replace them with the word “Repealed”.

This by-law shall come into force and effect on [April 1], 2025.

Enacted by City of Guelph Council this day of , 2025.