

The Corporation of the City of Guelph

By-law Number (2025) - 21057

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) – 21055 which establishes an administrative penalty system for parking, in accordance with section 102.1 of the *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 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- (2) Section 65 is repealed in its entirety and replaced with the word “Repealed”.

- (3) Section 66 is repealed in its entirety and replaced with the following: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

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(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.

Passed this twenty-fifth day of February, 2025.

Cam Guthrie, Mayor

Dylan McMahon, Acting City Clerk