



BY-LAW NO. 2024-0037

A By-law to amend the Town's Off-Street Parking By-law No. 2005-0117 to include updated provisions for accessible parking spaces

WHEREAS Sections 11(2), 100, 100.1, 101 and 102 of the Municipal Act, 2001, S.O. 2001, Chap.25, as amended, authorizes Councils to pass certain by-laws to regulate parking, except on highways;

AND WHEREAS on April 15, 2024, Council for the Town of Halton Hills approved Report No. ADMIN-2024-006, dated March 14, 2024, in which certain recommendations were made relating to amendments to the Town of Halton Hills Off-Street Parking By-law 2005-0117.

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE CORPORATION OF THE TOWN OF HALTON HILLS ENACTS AS FOLLOWS:

1. For the purposes of this By-law:

PART 1, DEFINITIONS will be amended to read:

Accessible Parking Space means a Parking Lot Space designated under this By-law for the exclusive use of a vehicle displaying a permit in accordance with the requirements of the Highway Traffic Act, R.S.O. 1990, c. H. 8, as amended;

Commissioner means the Commissioner of Transportation and Public Works or his/her designate;

Permit means an accessible parking permit issued under the *Highway Traffic Act* and is currently valid or a permit or other marker or device which is issued by another jurisdiction, is currently valid and recognized under the *Highway Traffic Act* and the regulations thereunder;

Residential Landscaping means the vegetative surface (level or otherwise) capable of supporting the growth of vegetation such as grass, trees, shrubs, flowers, berms, or other plants and shall include soil, river rock, or decorative stone on lands that are within a residential zone as identified in the Town's Zoning By-law;

Unauthorized Area includes Residential Landscaping;

PART III, PARKING – MUNICIPAL LOTS will be amended to read:

4. The Commissioner is authorized to erect in or on any Municipal Parking Lot such signs, markers or other devices as may be necessary for the safe and efficient operation of such Municipal Parking Lot.
5. The Commissioner, for the purpose of controlling and regulating Parking in or on Municipal Parking Lots, is hereby authorized to establish procedures for the issuance of parking permits for Municipal Parking Lots and designating Parking Lot Spaces in connection therewith.
7. Where properly worded signs have been erected and are on display, no person

shall Park a Vehicle in an area designated for permit parking only, except a Vehicle issued a valid parking permit by the Town.

PART IV, PARKING – PRIVATE PROPERTY will be amended to read:

11. No Person shall Park or leave a Motor Vehicle;
 - (a) on private property without the consent of the Owner of the property;
 - (b) on property owned or occupied by a public authority and any local board without the consent of the public authority or local board, as the case may be;
 - (c) on Private Property or on property owned by a public authority or local board, in such a manner that is not wholly within the area designated as a Parking Lot Space by lines painted on the surface of the parking lot; or
 - (d) in an Unauthorized Area.

PART V, DISABLED PERSON PARKING will be amended to read:

PART V, ACCESSIBLE PARKING

16. Every Accessible Parking Space on Municipal Parking Lots or Private Property shall be in accordance with the requirements of the *Integrated Accessibility Standards Regulation*, as amended, and the *Highway Traffic Act*;
17. Each off-street Accessible Parking Space shall adhere to the minimum size requirements as outlined in accordance with the following:

Type	Required Dimensions	
	Length	Width
A	5.8 m	3.4 m
B	5.8 m	2.4 m

18. Accessible Parking Spaces shall include an accessible aisle, adjacent to an accessible parking space, with a minimum width of 1.5 m and length of 5.8 m. Adjacent accessible parking spaces may share one access aisle;
19. Every Accessible Parking Space shall be distinctly indicated by erecting signage in accordance with the requirements of the *Highway Traffic Act* and regulations made thereunder;
20. The owner or operator of parking lots or other parking facilities to which the public has access, whether on payment of a fee or otherwise, shall provide Accessible Parking Spaces in accordance with the *Integrated Accessibility Standards Regulation*, as amended and the *Highway Traffic Act*;
21. No person shall park a vehicle in an Accessible Parking Space unless a currently valid Permit has been issued to that person, organization or to a passenger being transported or picked up in the vehicle and such Permit is displayed on or in the vehicle in accordance with the requirements of the *Highway Traffic Act*, the regulations made thereunder.

22. Under section 80.39 of the *Integrated Accessibility Standards Regulation*, the minimum number of designated parking spaces shall be provided in accordance with the following:

No. of Provided Parking Spaces	No. of Accessible Parking Spaces
1 to 12	1 Type A
13 to 100	4%
100 to 200	1 accessible parking spaces PLUS 3%*
201-1000	2 accessible parking spaces 2%*
More than 1000	11 accessible parking spaces PLUS 1%*

*Where an even number of accessible parking spaces are required, an equal number of Type A and B accessible parking spaces shall be provided. Where an odd number of accessible parking spaces are required, an equal number of Type A and B accessible parking spaces shall be provided but the last accessible parking space may be Type B.

PART VI, PENALTIES will be amended to read:

23. Every person who contravenes any of the provisions of this By-law is guilty of an offence and upon conviction is liable to a fine as provided for in the *Provincial Offences Act*.
24. Notwithstanding Section 23 of this By-law, any person convicted of an offence under Section 21 of this By-law shall be liable to a fine of not less than \$350.00, exclusive of costs.
25. Where a Vehicle has been left Parked, or Standing in contravention of this By-law, the owner of the Vehicle, even though the owner was not the driver of the Vehicle at the time of the contravention of this By-law, is guilty of an offence and is liable to the fine prescribed for the offence unless, at the time of the offence, the Vehicle was in the possession of some other person than the owner without the owner's consent.

Schedule A will be amended to read:

Municipal Parking Lot Permit Fees

The Municipal Parking Lot Overnight Permit fee shall be as set out in the Town's Rates and Fees By-law.

Schedule C will be removed.

BY-LAW read and passed by the Council for the Town of Halton Hills this 6th day of May, 2024.

Originally Signed By:

MAYOR – ANN LAWLOR

Originally Signed By:

TOWN CLERK – VALERIE PETRYNIAK