



City of Richmond

Report to Committee

To: General Purposes Committee
From: Sandra Tokarczyk
 Manager, Community Bylaws
Re: **BYLAW AMENDMENTS FOR PAY PARKING**

To General Purposes - July 15, 2002
Date: July 3, 2002
File: 8060-20-7403
 Xr 8060-20-7404

Staff Recommendation

That the following bylaws each be introduced and given first, second and third readings:

- a) Parking (Off-Street) Regulation Bylaw No. 7403; and
- b) Traffic Bylaw No. 5870, Amendment Bylaw No. 7404

Sandra Tokarczyk
Manager, Community Bylaws

Att.

FOR ORIGINATING DIVISION USE ONLY		
ROUTED TO:	CONCURRENCE	CONCURRENCE OF GENERAL MANAGER
Transportation.....	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	

Staff Report

Origin

The City Centre pay parking program is on target for an August 1, 2002 implementation. As previously indicated, amendments are required to the city's Off-Street Parking and Traffic Bylaws.

The attached two bylaw amendments cover:

- a) the definition of a parking agent;
- b) identification of both on and off-street pay parking areas;
- c) identification of on-street monthly parking permit areas; and
- d) sets the rates.



Sandra Tokarczyk
Manager, Community Bylaws



CITY OF RICHMOND

PARKING (OFF-STREET) REGULATION

BYLAW NO. 7403

EFFECTIVE DATE -

PARKING (OFF-STREET) REGULATION

BYLAW NO. 7403

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CITY OF RICHMOND

**PARKING (OFF-STREET) REGULATION
BYLAW NO. 7403**

The Council of the City of Richmond, enacts as follows:

PART ONE: GENERAL APPLICATION

- 1.1 The provisions of this bylaw, regulating the **parking** of **vehicles** apply only:
- (a) to the properties shown in Schedule A, which is attached and forms a part of this bylaw; and
 - (b) between 800 hours and 2400 hours each day, except where otherwise indicated.
- 1.2 Notwithstanding the provisions of Section 1.1, the regulation of **parking** in the spaces designated for "Mayor" and "Police Vehicles" is effective at all times.
- 1.3 Where, in this bylaw, an area is subject to two or more **parking** limitations, the more restrictive regulation applies.

PART TWO: DESIGNATED AND RESERVED PARKING SPACES

- 2.1 **Authorization for, and Parking Prohibitions In, Designated and Reserved Parking Spaces**
- 2.1.1 The **General Manager, Engineering & Public Works** is authorized to establish designated or reserved parking spaces, in any of the areas designated in Schedule A, under any of the following categories:
- (a) "Mayor" – No person other than the Mayor or Acting Mayor of the **City** is permitted to **park a vehicle** in a space so designated.
 - (b) "Councillor" – No person other than a Councillor of the **City** is permitted to **park a vehicle** in a space so designated.
 - (c) "Staff Parking" – No person is permitted to **park** in a space so designated, unless a **temporary parking permit** or **staff parking permit** has been issued, and the person to whom such permit is issued complies with the provisions of subsection 6.2.1.
 - (d) "City Vehicles" – No person is permitted to **park a vehicle** in a space so designated unless the **vehicle** is owned or leased by the **City**.
 - (e) "Police Vehicles" – No person is permitted to **park a vehicle** in a space so designated unless the **vehicle** is operated by a member of the RCMP, while on duty.

- (f) "Reserved Parking" – No person is permitted to **park a vehicle** in a space so designated unless that person has been issued a **parking permit** authorizing the person to **park** in that space.
- (g) "Loading Zone" – No person is permitted to **park a vehicle** in a space so designated, except:
 - (i) when loading or unloading passengers, for a period of time not exceeding 5 minutes; or
 - (ii) for the purposes of loading or unloading materials for a period of time not exceeding 30 minutes,
 for, or on behalf of, the **City**.
- (h) "Parking for Persons with Disabilities" – No person is permitted to **park** in a space so designated unless:
 - (i) the **vehicle** displays a valid placard issued by the Social Planning & Research Council of British Columbia (SPARC), indicating that the **vehicle** is operated by, or on behalf of, a person with disabilities; or
 - (ii) such person has been issued a **temporary parking permit** because of physical incapacity or injury.
- (i) "Time Limited Parking" – No person is permitted to **park a vehicle** in a space so designated, for any greater consecutive period of time than that indicated, unless that person has been issued either a **temporary parking permit** or **visitor parking permit**.

2.2 Parking Exceptions for Persons with Disabilities

- 2.2.1 A **vehicle** displaying a valid placard issued by the Social Planning & Research Council of British Columbia (SPARC) indicating that the **vehicle** is operated by or transporting a person with disabilities is not limited to the designated parking time indicated for the area in which the **vehicle** is **parked**.

PART THREE: TRAFFIC CONTROL DEVICES

3.1 Authorization for Traffic Control Devices

- 3.1.1. The **General Manager, Engineering & Public Works** is authorized to place **traffic control devices** which:
 - (a) regulate the movement, speed or manner of operation of **vehicles**; and
 - (b) establish **parking** and **stopping** restrictions
 in the areas designated in Schedule A.

- 3.1.2. The existence of a **traffic control device** which regulates **parking** or otherwise controls traffic, is prima facie evidence that such device was duly erected and maintained by the **General Manager, Engineering & Public Works**.

3.2 Traffic Control Devices - Prohibitions

- 3.2.1. A person must not:

- (a) move, remove, deface or alter, or obstruct the view of, or otherwise interfere with any **traffic control device**;
- (b) drive, walk on or over, any newly painted lines which are indicated by flags, traffic cones or other warning devices;
- (c) **stop, stand or park a vehicle** anywhere in contravention of a **traffic control device** which indicates that **stopping, standing or parking** is prohibited or restricted, except where otherwise directed by a **bylaw enforcement officer, a police officer, or a traffic enforcement agent**; or
- (d) **park a vehicle** anywhere on a parking lot, other than between the lines or markings indicating the limits of a single **parking stall**, where **parking stalls** have been marked on such parking lot, except where a **vehicle** is larger than a **parking stall**, in which case such **vehicle** must not occupy nor encroach on more than two **parking stalls**.

3.3 Miscellaneous Parking Prohibitions

- 3.3.1. A person must not:

- (a) remove, obliterate, or otherwise interfere with any markings made by a **bylaw enforcement officer** or a **traffic enforcement agent** to determine length of time a **vehicle** remains **parked** in one location;
- (b) **stop, stand or park a vehicle**:
 - (i) in an area that is not designated a parking area; or
 - (ii) which does not have valid licence plates.

PART FOUR: OVERNIGHT PARKING

4.1 Exceptions to General Overnight Parking Prohibition

- 4.1.1. **Overnight parking of privately-owned vehicles** is prohibited in all areas designated in Schedule A, with the following exceptions:

- (a) a **vehicle** operated by:
 - (i) a **police officer**, or
 - (ii) a civilian staff member of the Royal Canadian Mounted Police

who is on duty;

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- (b) a **vehicle** which is in a space designated as “Staff Parking” in accordance with clause (c) of sub-section 2.1.1, provided such **vehicle** is operated by:
 - (i) a **police officer**, or
 - (ii) a staff member of the **City**
 who is on duty;
- (c) a **vehicle**, the **parking** of which is specifically authorized by the **Manager, Community Bylaws**; or
- (d) a **vehicle** which is **parked** in a parking lot designated for “Public Parking”, in which **overnight parking** is authorized and which has signs specifically permitting **overnight parking**.

PART FIVE: PAY PARKING AT CITY LOTS

5.1 Pay Parking Lots

- 5.1.1. The lots identified in Schedule C, which is attached and forms a part of this Bylaw, are designated as pay parking lots.
- 5.1.2 Subject to section 5.2, a person may only **park** a **vehicle** in any of the lots identified in Schedule C as pay parking lots if:
 - (a) payment has been inserted and a receipt obtained from the **parking lot meter**;
 - (b) the receipt has been placed inside the windshield of the **vehicle** such that the writing on the face of the receipt is clearly visible from outside the **vehicle**; and
 - (c) the time for which a fee has been paid, as indicated on the receipt issued by the **parking lot meter**, has not expired.
- 5.1.3 The fees payable for **parking** in designated pay parking lots are set out in Schedule D, which is attached and forms part of this bylaw.
- 5.1.4 A person must not insert a slug or any object other than an accepted form of payment into any **parking lot meter**.

5.2 Pay Parking Exceptions

- 5.2.1 The provisions of subsection 5.1.2 apply to **privately-owned vehicles**, except **vehicles** displaying:
 - (a) a SPARC placard, as described in subsection 2.2.1; or
 - (b) a valid **parking permit** issued pursuant to Part Six.

PART SIX: PARKING PERMITS

6.1 Authorization to Issue Parking Permits

6.1.1. The **Manager, Community Bylaws** is authorized:

- (a) to issue **parking permits** under such conditions as considered necessary for the proper and orderly administration of **parking**; and
- (b) to revoke or reinstate **parking permits** issued under this Part.

6.2 Parking Permit Requirements and Restrictions

6.2.1. A person to whom a **parking permit** has been issued must:

- (a) comply with any conditions established for that **parking permit**; and
- (b) where the **parking permit** is in the form of an identification card, attach such card to the rear-view mirror of the **vehicle**; or
- (c) where the **parking permit** is in the form of a decal, prominently display such decal on the dash or front windshield of the **vehicle**.

6.2.2. Failure to comply with any conditions established for a **parking permit** renders such permit subject to immediate revocation without notice.

PART SEVEN: REMOVAL OF A VEHICLE

7.1 Where a **vehicle** is **standing** or **parked** in violation of the provisions of Part Two, Part Three, or Part Five, or in a position that could cause or causes it to interfere with an emergency vehicle or a **City** vehicle used in connection with emergency maintenance or repairs, a **bylaw enforcement officer**, a **police officer** or a **traffic enforcement agent** may:

- (a) move or cause the **vehicle** be moved, or require the driver or person in charge of the **vehicle** to move it to a position determined by such officer; or
- (b) move the **vehicle**, or take the **vehicle** into their custody, and cause it to be taken to be stored in a safe and otherwise suitable place.

7.2 All costs and charges for the removal, care or storage of a **vehicle** under this Part must be paid by the **owner** of such **vehicle** and are a lien on such **vehicle** in favour of the owner or operator of any repair shop, garage, or storage place in which the **vehicle** is stored.

7.3 Any lien prescribed in section 7.2 may be enforced in accordance with the *Warehouse Lien Act* and the *Repairers Lien Act*.

PART EIGHT: INTERPRETATION

8.1 In this bylaw, unless the context otherwise requires:

BYLAW ENFORCEMENT OFFICER	means an employee of the City appointed by Council to enforce City bylaws.
CITY	means the City of Richmond.
COUNCIL	means the Council of the City .
GENERAL MANAGER, ENGINEERING & PUBLIC WORKS	means the person appointed by Council to the position of General Manager of Engineering and Public Works and includes a person designated as an alternate.
MANAGER, COMMUNITY BYLAWS	means the Manager, Community Bylaws in the Community Safety Division of the City , and includes a person designated as an alternate.
OVERNIGHT PARKING	means the continuous standing of a vehicle for a period of three hours or more, between 2400 hours and 0800 hours each day, whether the vehicle is occupied or not.
OVER-TIME PARKING	means parking for a longer period of time than indicated on any traffic control device for the space in which the vehicle in question is parked .
OWNER	as applied to a vehicle , means: <ul style="list-style-type: none"> (a) the person who holds the legal title to the vehicle, and in whose name the vehicle is registered; or (b) a person who is a lessee or a mortgagor, and is entitled to be, and is, in possession of a vehicle.
PARK/PARKED/PARKING	means the standing of a vehicle , whether occupied or not, other than up to 5 minutes for the purpose of, and while actually engaged in, loading or unloading of property, goods, or the discharging or taking on of passengers, or in compliance with the directions of: <ul style="list-style-type: none"> (a) a police officer, a bylaw enforcement officer, or a traffic enforcement agent, or (b) a traffic control device.

PARKING LOT METER

means an automatic, electronic, or mechanical device installed to regulate and control the **parking of vehicles** in pay parking lots designated in Schedule C by accepting payment and issuing a receipt indicating the date and time of payment and the duration for which **parking** is permitted.

PARKING PERMIT

means an annual, or otherwise time-limited identification card or decal issued under the direction of the **Manager, Community Bylaws**, in any of the following categories, which authorizes **parking** which would otherwise not be permitted:

(a) **temporary parking permit** which:

- (i) authorizes a temporary employee of the **City** to **park**; or
- (ii) a regular employee of the **City** to **park** temporarily

in a "Reserved Parking" area.

(b) **staff parking permit** which authorizes a **vehicle** to be **parked** in an area designated as "Staff Parking"; and

(c) **visitor parking permit** which authorizes a **privately-owned vehicle** to **park** in a public parking area for a greater period of time than indicated or designated.

PARKING STALL

means a portion of a parking lot indicated by markings, as a parking place for one **vehicle**.

POLICE OFFICER

means a member of the Royal Canadian Mounted Police.

PRIVATELY-OWNED VEHICLE

means any **vehicle** except the following:

- (a) **City** or provincial utility service vehicles;
- (b) service vehicles of a public utility corporation;
- (c) tow trucks;
- (d) parking enforcement vehicles; and
- (e) police and emergency vehicles

while being used for their intended purpose.

STOP or STAND

means:

- (a) when required, a complete cessation from movement, and
- (b) when prohibited, the stopping or standing of a **vehicle**, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of:
 - (i) a **police officer, a bylaw enforcement officer, or a traffic enforcement agent**; or
 - (ii) a **traffic control device**.

TRAFFIC CONTROL DEVICE

means a sign, signal, line, meter, marking, space, barrier or device installed by authority of the **General Manager, Engineering & Public Works**.

TRAFFIC ENFORCEMENT AGENT

means a person employed to enforce parking regulations by a contractor with whom the **City** has contracted to provide traffic enforcement services.

VEHICLE

means the interpretation given in the *Motor Vehicle Act* and includes motor vehicle and motorcycle, as defined in that *Act*.

PART NINE: VIOLATIONS & PENALTIES**9.1 Liability of Vehicle Owner**

9.1.1 The **owner** of a **vehicle** is liable for any violation of this bylaw:

- (a) except for the offences specified in clause (a) of sub-section 3.3.1 or in Section 9.4; and
- (b) notwithstanding that at the time of the violation the **vehicle** is unattended or is in the possession of another person .

9.1.2 On a prosecution of the **owner** of a **vehicle**, the burden of proving:

- (a) that the person in charge of the **vehicle** was not a person entrusted with the possession of that **vehicle** by the **owner**; or
- (b) that the registered owner is not the **owner**;

is on the accused.

9.2 Voluntary Fines

9.2.1 Every person who violates the provisions of:

- (a) clauses (a), (b), (c), (d), (e), (f) or (g) of subsection 2.1.1 is liable for the fine specified in Level II of Schedule B;
- (b) clause (h) of subsection 2.1.1 is liable for the fine specified in Level III of Schedule B;
- (c) clause (i) of subsection 2.1.1 is liable for the fine specified in Level I of Schedule B;
- (d) clauses (i) or (ii) of subsection 3.3.1(b) is liable for the fine specified in Level II of Schedule B; and
- (e) clauses (a), (b), or (c) of subsection 5.1.2 is liable for the fine specified in Level I of Schedule B,

which is attached and forms a part of this bylaw.

9.3 Notice of Bylaw Violation Procedures

9.3.1 Notice of an alleged offence is to be given in the form of a "Notice of Bylaw Violation".

9.3.2 A **bylaw enforcement officer**, a **police officer**, or a **traffic enforcement agent** must sign the "Notice of Bylaw Violation" and indicate the alleged offence.

9.3.3 A Notice of Bylaw Violation may be delivered by a **bylaw enforcement officer**, a **police officer**, a **traffic enforcement agent**, or sent by certified mail, or left by a **bylaw enforcement officer**, a **police officer**, or a **traffic enforcement agent** on the **vehicle** in respect of which the offence is alleged.

9.3.4 Where a Notice of Bylaw Violation indicates the pecuniary penalty for the commission of the offence charged, a person to whom a notice is delivered, or on whose **vehicle** a notice has been left, may deliver the penalty specified in accordance with the instructions indicated on the Notice, whereupon the person is deemed to have pleaded guilty to the offence described in the notice and to have paid the penalty imposed for the commission of the offence.

9.4 Tampering with Notice of Bylaw Violation

9.4.1 No person other than the **owner** or operator of a **vehicle** is permitted to remove any notice placed on, or affixed to, such **vehicle** by a **bylaw enforcement officer**, a **police officer**, or a **traffic enforcement agent**, who is enforcing or administering this bylaw.

9.4.2 Once any notice has been placed on, or affixed to, a **vehicle** by a **bylaw enforcement officer**, a **police officer**, or a **traffic enforcement agent**, it is unlawful for any person to alter such notice in any manner that it may be used or acted upon by any person as if the alteration was genuine.

9.5 Offence Act Procedures

9.5.1 Notwithstanding the provisions of Section 9.3, any person who:

- (a) violates or who causes or allows any of the provisions of this bylaw to be violated; or
- (b) fails to comply with any of the provisions of this or any other bylaw or applicable statute; or
- (c) neglects or refrains from doing anything required under the provisions of this bylaw; or
- (d) makes any false or misleading statement in connection with this bylaw,

is deemed to have committed an infraction of, or an offence against, this bylaw and is liable on summary conviction to the penalties provided for in the *Offence Act*, and each day that such violation is caused, or allowed to continue, constitutes a separate offence.

PART TEN: PREVIOUS BYLAW REPEAL

10.1 Parking (Off-Street) Regulation Bylaw No. 7094 (adopted April 25th, 2000) and Amendment Bylaw No. 7322 (adopted February 11th, 2002), are repealed.

PART ELEVEN: SEVERABILITY AND CITATION

11.1 If any part, section, subsection, clause or sub-clause of this bylaw is, for any reason, held to be invalid by the decision of a court of competent jurisdiction, such decision does not affect the validity of the remaining portions of this bylaw.

11.2 This bylaw is cited as "**Parking (Off-Street) Regulation Bylaw No. 7403**".

FIRST READING

SECOND READING

THIRD READING

ADOPTED

CITY OF RICHMOND
APPROVED for content by originating dept.
APPROVED for legality by Solicitor

MAYOR

CITY CLERK

SCHEDULE A to BYLAW NO. 7403**AREAS GOVERNED OR INCLUDED IN BYLAW NO. 7403**

Page 1 of 2

1. **Minoru Park**, Lot A, Plan 5323, Section 8, Block 4 North, Range 6 West.
2. **Minoru Lakes and Bowling Green area**, Lot 26, Plan 24068, Section 8, Block 4 North, Range 6 West.
3. **City Hall and Public Safety Building and Grounds**, Lot A, Plan 38670, Section 8, Block 4 North, Range 6 West.
4. **Brighthouse Park**, Lot 1, Plan 12593, Section 17, Block 4 North, Range 6 West.
5. **Hugh Boyd Park, West Richmond Community Centre, and The Richmond Pitch and Putt Golf Course**, Part of Lot 4 Plan 24055, Section 26 Block 4 North, Range 7 West; Lot 2 Section 26 B4N R7W Plan 21269; Lot 61 Plan 46200 Section 26 B4N R7W.
6. **Steveston Community Centre and Park**, Lot 1, Section 11, Block 3 North, Range 7 West, Plan 68610; Lot 12, Block 8, Section 11, Block 3 North, Range 7 West, Plan 943; Lot A of Block 8, Section 11, Block 3 North, Range 7 West, Plan 5368; Lot 9 of Block 8, Section 11, Block 3 North, Range 7 West, Plan 943; W 1/2 of Lot 8, Block 8, Section 11, Block 3 North, Range 7 West, Plan 943; E 1/2 of Lot 8, Block 8, Section 11, Block 3 North, Range 7 West, Plan 943; Lot A, Section 11, Block 3 North, Range 7 West, Plan 4245; Lot B of Block 5, Section 11, Block 3 North, Range 7 West, Plan 4245; Lot 139, Section 2, Block 3 North, Range 7 West, Plan 42625; Lot 2, Sections 2 and 11, Block 3 North, Range 7 West, Plan 13722; described as the 2973.6m² portion of park dedicated on Plan 13722.
7. **South Arm Community Centre, Pool and Park**, Lots 1 & 2, Section 34, Block 4 North, Range 6 West, Plan 12915; Lot C, Section 34, Block 4 North, Range 6 West, Plan 15654.
8. **King George Park and the East Richmond Community Centre**, Lot 50, Section 31, Block 5 North, Range 5 West, Plan 35908; Lot A, Section 31, Block 5 North, Range 7 West, Plan 11696.
9. **Garry Point Park**, Lot A, Section 9, Block 3 North, Range 7 West, Plan 17350.
10. **McDonald Beach**, District Lot 309, Sections 11/12 B5N R7W, Plan 7020.
11. **Richmond Nature Park**, 5991 Jacombs Road and 11851 Westminster Highway.
12. **Thompson Community Centre**, Lot 2, Section 12, Block 4 North, Range 7 West, Plan 11626.
13. **City Building**, Lot 55, Section 5, Block 4 North, Range 6 West, Plan 35949.
14. **City Centre Parking Lot**, Lot 4, Section 5, Block 4 North, Range 6 West, Plan 19859.

SCHEDULE A to BYLAW NO. 7403

AREAS GOVERNED OR INCLUDED IN BYLAW NO. 7403

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15. **Steveston Parking Lot**, Lots 14, 15, 16, 17, all of Block 2, Section 10, Block 3 North, Range 7 West, Plan 249; and undeveloped thirty three feet (33 ft.) wide lane to the east of the easterly property lines of Lots 15 and 16, Block 2, Section 10, Block 3 North, Range 7 West, Plan 249.
16. **Britannia Shipyards**, Lot I, Sections 11 & 12, Block 3N, Range 7W, Plan 70037 S & E, Plan 72772, 77126 & NWP 87861.
17. **Hamilton Community Centre**, Lot C, Section 1 B4N R4W, Plan 7643.
18. **Cambie Community Centre**, Lot A, Section 31 B5N RW, Plan 12768; Lot G, Section 31 B5N R5W, Plan 7550.

**SCHEDULE B to BYLAW NO. 7403
SCHEDULE OF VOLUNTARY PAYMENT FINES**

Level I OVER-TIME PARKING - OFFENCES

Bylaw Subsection

9.2.1(c) & (e)

- a) \$20 - provided the fine is paid within 34 days of the date of the violation.
- b) \$40 - provided the fine is paid later than 34 days from the date of the violation, but prior to issuance of a summons.

Level II OTHER OFFENCES

Bylaw Subsection

9.2.1(a) & (d)

- a) \$30 - provided the fine is paid within 34 days of the date of the violation.
- b) \$60 - provided the fine is paid later than 34 days from the date of the violation, but prior to issuance of a summons.

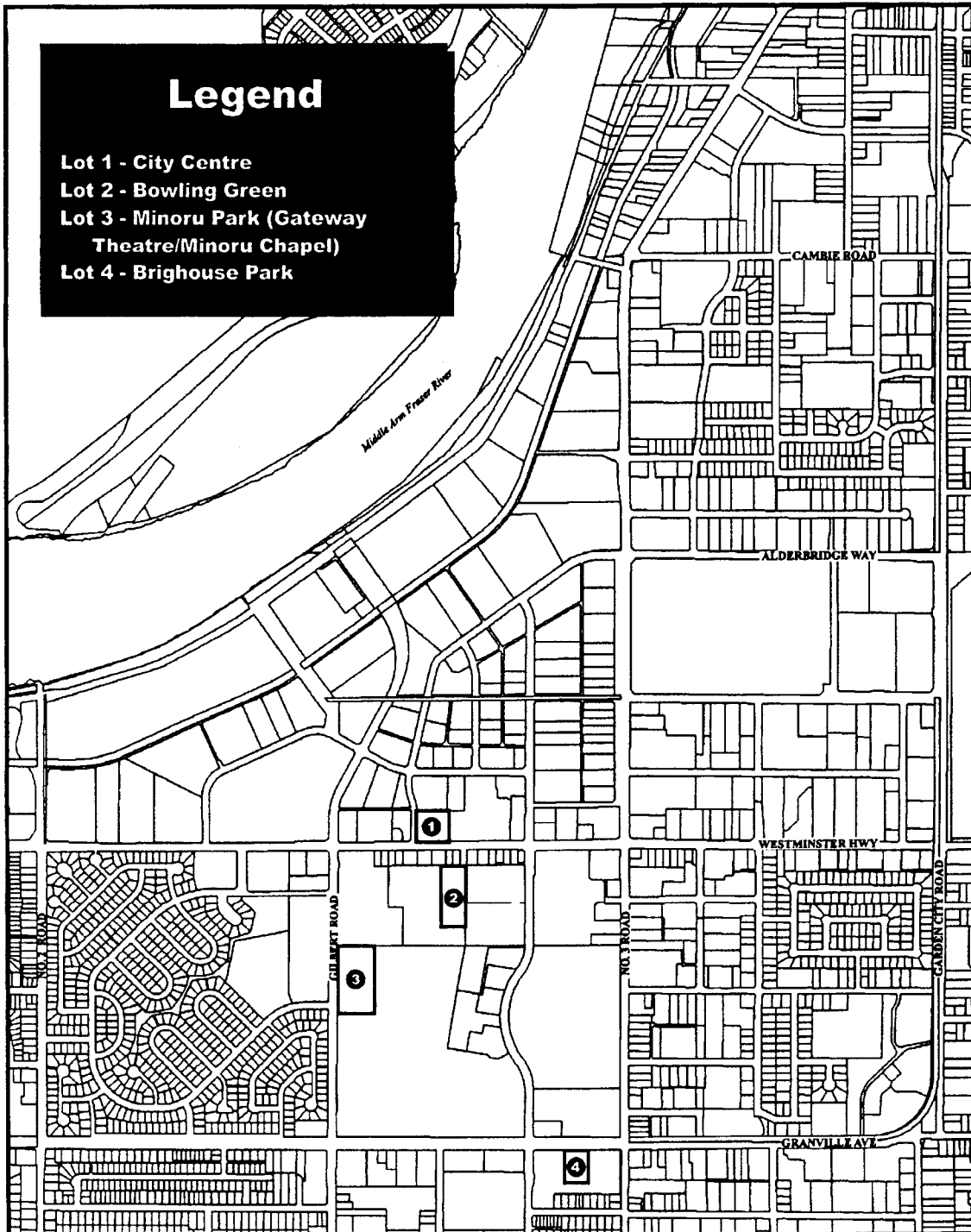
Level III PARKING FOR PERSONS WITH DISABILITIES

Bylaw Subsection

9.2.1(b)

- a) \$50 - provided the fine is paid within 34 days of the date of the violation.
- b) \$100 - provided the fine is paid later than 34 days from the date of the violation, but prior to issuance of a summons.

SCHEDULE C to BYLAW NO. 7403 PAY PARKING LOTS



**SCHEDULE D to BYLAW NO. 7403
PAY PARKING RATES**

Lot 1 - City Centre

\$1.00 for 2 hours
\$6.00 all day (up to 6:00 am the following day)

Lot 2 - Bowling Green

\$1.50 for 2 hours

Lot 3 - Minoru Park

\$2.00 per hour between 6:00 am and 6:00 pm
\$2.00 flat evening rate from 6:00 pm to 6:00 am

*Matinee Rate – during times when signs are posted by Gateway Theatre management -
\$2.00 flat rate to park until 6:00 pm

Lot 4 - Brighthouse Park

\$1.50 for 2 hours (Monday to Friday only)



Traffic Bylaw No. 5870, Amendment Bylaw No. 7404

The Council of the City of Richmond enacts as follows:

- 1. Subsection 1.2 is amended by adding the following definitions:

BLOCK METER MACHINE means an automatic, electronic, or mechanical device installed to regulate and control the **parking of vehicles** in a **block meter zone** by accepting payment and issuing a receipt indicating the date and time of payment and the duration for which **parking** is permitted.

BLOCK METER ZONE means any street or portion of a street designated by Council or by a person duly authorized by Council as a street on which **block meters** will be used to collect a fee for the use or occupation of a parking space for **vehicles**.

GENERAL MANAGER, ENGINEERING & PUBLIC WORKS means the person appointed by **Council** to the position of General Manager of Engineering and Public Works and includes a person designated as an alternate.

MANAGER, COMMUNITY BYLAWS means the Manager of Community Bylaws in the Community Safety Division of the **City** and includes a person designated as an alternate.

OWNER as applied to a **vehicle**, means:

- (a) the person who holds the legal title to the **vehicle** and in whose name the **vehicle** is registered; or
- (b) a person who is a lessee or a mortgagor and is entitled to be, and is, in possession of a **vehicle**.

PARKING PERMIT

means an annual, or otherwise time-limited identification card or decal issued under the direction of the **Manager, Community Bylaws** which authorizes **parking** which would otherwise not be permitted.

STOP or STAND

means:

- (a) when required, a complete cessation from movement, and
- (b) when prohibited, the stopping or standing of a **vehicle**, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of:
 - (i) a **police officer, a bylaw enforcement officer, a traffic enforcement agent;** or
 - (ii) a **traffic-control device.**

TRAFFIC ENFORCEMENT AGENT

means a person employed to enforce **parking** regulations by a contractor with whom the **City** has contracted to provide traffic enforcement services.

VEHICLE

means the interpretation given in the *Motor Vehicle Act* and includes motor vehicle and motorcycle, as those terms are defined in that Act.

2. The definition of "Parking" in subsection 1.2 is deleted and substituted with the following:

PARK/PARKED/PARKING

means the **standing** of a **vehicle**, whether occupied or not, other than up to 5 minutes for the purpose of, and while actually engaged in, loading or unloading of property, goods, or the discharging or taking on of passengers, or in compliance with the directions of:

- (a) a **police officer, a bylaw enforcement officer,** or a person contracted by the **City** for traffic regulation purposes, or
- (b) a **traffic control device.**

3. The definition of “Traffic Control Device” in subsection 1.2 is deleted and substituted with the following:

TRAFFIC CONTROL DEVICE means a sign, signal, line, meter, marking, space, barrier or device installed by authority of the **General Manager, Engineering & Public Works**;

4. All references to “Public Works Administrator” are deleted and substituted with “**General Manager, Engineering & Public Works**”.
5. Subsection 12.12 is amended by adding the words “and Section 12A” following “The provisions of this Section”.
6. Subsection 12.13 is amended by adding the word “valid” before the word “placard”.
7. The following is added as subsection 12A:

12A. PARKING IN BLOCK METER ZONE

12A.1 The areas specified in Schedules K and L, which are attached and form part of this bylaw, are designated as **block meter zones**.

12A.2 Unless exempted by a **parking permit** issued pursuant to subsection 12B.1, a person may only **park a vehicle in a block meter zone** if:

- (a) payment has been inserted and a receipt obtained from the **block meter machine**;
- (b) the receipt has been placed inside the windshield of the **vehicle** such that the writing on the face of the receipt is clearly visible from outside the **vehicle**; and
- (c) the time for which a fee has been paid, as indicated on the receipt issued by the **block meter machine**, has not expired.

12A.3 The fee payable for **parking in block meter zones** between the hours of 9:00 am and 8:00 pm is:

- (a) \$1.00 per hour for the areas set out in Schedule K, which is attached to and forms part of this bylaw;
- (b) \$1.00 per hour or \$3.00 per day for the areas set out in Schedule L, which is attached to and forms part of this bylaw.

12A.4 A person must not **park a vehicle in the block meter zone** specified in Schedule K for any longer than two consecutive hours.

12A.5 A person must not deposit a slug or any object other than an accepted form of payment in any **block meter**.

12A.6 The provisions of subsections 12A.2, 12A.3, and 12A.4 do not apply to **vehicles** displaying a SPARC placard, as described in subsection 12.13.

8. The following is added as subsection 12B:

12B. PARKING PERMITS

12B.1 The **Manager, Community Bylaws** is authorized to issue **parking permits** for the zones specified in Schedule M for **parking** during the following hours:

- (a) Zone 1 – 8:00 a.m. to 4:00 p.m., from Monday to Friday; and
- (b) Zones 2 and 3 – 9:00 a.m. to 8:00 p.m. daily.

12B.2 A **parking permit** issued pursuant to subsection 12B.1:

- (a) for Zone 1, exempts the holder from the applicable time limits for **parking**; and
- (b) for Zones 2 and 3, exempts the holder from paying the fees stipulated in subsection 12A.3 for **parking**.

12B.3 A **parking permit** issued under section 12B.1 is valid only for **parking** in the zone for which the permit was issued.

12B.4 The fee for a **parking permit** issued under subsection 12B.1 is \$40 per month.

12B.5 A person to whom a **parking permit** has been issued must:

- (a) comply with any conditions established for that **parking permit**; and
- (b) where the **parking permit** is in the form of an identification card, attach such card to the rear-view mirror of the **vehicle** such that the face of the card is clearly visible from outside the **vehicle**; or
- (c) where the **parking permit** is in the form of a decal, prominently display such decal on the dash or front windshield of the **vehicle**.

12B.6 Failure to comply with any conditions established for a **parking permit** renders such permit subject to immediate revocation without notice.

9. Subsection 13.1 is amended by adding “or a **traffic enforcement agent**” following “or their designates”.
10. Sections 34, 35 and 36 are deleted and substituted with the following:

34. Liability of Vehicle Owner

34.1 The **owner** of a **vehicle** is liable for any violation of the **parking** regulations in this bylaw, except for the offences specified in section 35B, notwithstanding that at the time of the violation, the **vehicle** is unattended or in the possession of another person.

34.2 On a prosecution of the **owner** of a **vehicle**, the burden of proving:

(a) that the person in charge of the **vehicle** was not a person entrusted with the possession of that **vehicle** by the **owner**; or

(b) that the registered owner is not the **owner**;

is on the accused.

35. Fines

35.1 Every person who violates the provisions of Sections 12, 12A, 12B, or 15 is liable for the fine specified in Schedule I which is attached to and forms part of this bylaw.

35A. Notice of Bylaw Violation Procedure

35A.1 Notice of an alleged offence is to be given in the form of a “Notice of Bylaw Violation” indicating the alleged offence.

35A.3 A “Notice of Bylaw Violation” may be delivered by a **bylaw enforcement officer, police officer, or traffic enforcement agent**, sent by registered mail, or left by a **bylaw enforcement officer, police officer, or traffic enforcement agent** on the **vehicle** in respect of which the offence is alleged.

35A.4 Where a “Notice of Bylaw Violation” indicates the pecuniary penalty for the commission of the offence charged, a person to whom a notice is delivered or on whose **vehicle** a notice has been left may deliver the penalty specified in accordance with the instructions indicated on the Notice, whereupon the person is deemed to have pleaded guilty to the offence described in the Notice and to have paid the penalty imposed for the commission of the offence.

35B. Prohibitions

- 35B.1 A person must not remove, obliterate, or otherwise interfere with any markings made by a **police officer, bylaw enforcement officer, or traffic enforcement agent** to determine the length of time a **vehicle** remains **parked** in one location.
- 35B.2 No person other than the **owner** or operator of a **vehicle** is permitted to remove any notice placed on, or affixed to, such **vehicle** by a **bylaw enforcement officer, police officer, or traffic enforcement agent** who is enforcing or administering this bylaw.
- 35B.3 Once any notice has been placed on, or affixed to, a **vehicle** by a **bylaw enforcement officer, police officer, or traffic enforcement agent**, it is unlawful for any person to alter such notice in any manner that it may be used or acted upon by any person as if the alteration was genuine.

36. Offence Act Procedures

36.1 Any person who:

- (a) violates or who causes or allows any of the provisions of this bylaw to be violated; or
- (b) fails to comply with any of the provisions of this or any other bylaw; or
- (c) neglects or refrains from doing anything required under the provisions of this bylaw; or
- (d) makes any false or misleading statement in connection with this bylaw,

is deemed to have committed an infraction of, or an offence against, this bylaw and is liable on summary conviction, to the penalties provided for in the *Offence Act*, and each day that such violation is caused, or allowed to continue, constitutes a separate offence.

- 11. Section 37.1 is amended by adding “J”, “K”, “L”, and “M” to the list of Schedules to the bylaw.
- 12. Schedule I is amended by adding the following under the heading “Level I – Overtime Parking Offences”:

<u>Bylaw Section</u>	<u>Description</u>
12A.2	Failure to display valid parking receipt

- 13. Schedule I is amended by deleting "Section 12 and Section 15" under the heading "Level II – Other Parking and Stopping Offences" and substituting "Sections 12, 12A, 12B, and 15".
- 14. The attached Schedules K, L and M inclusive are added to and form part of the bylaw.
- 15. This bylaw is cited as "**Traffic Bylaw No. 5870, Amendment Bylaw No. 7404**".

FIRST READING

SECOND READING

THIRD READING

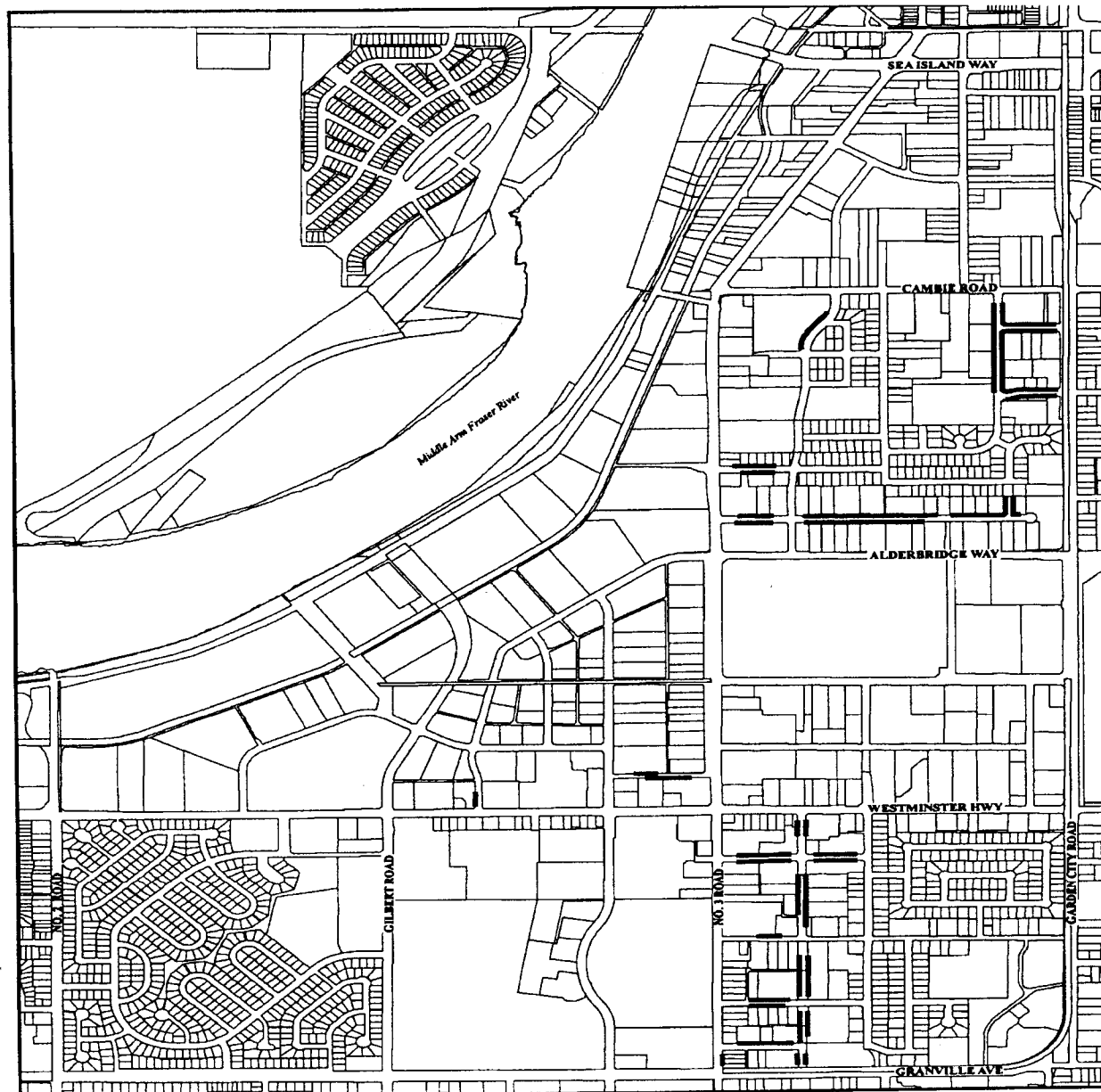
ADOPTED

CITY OF RICHMOND
APPROVED for content by originating dept.
APPROVED for legality by Solicitor

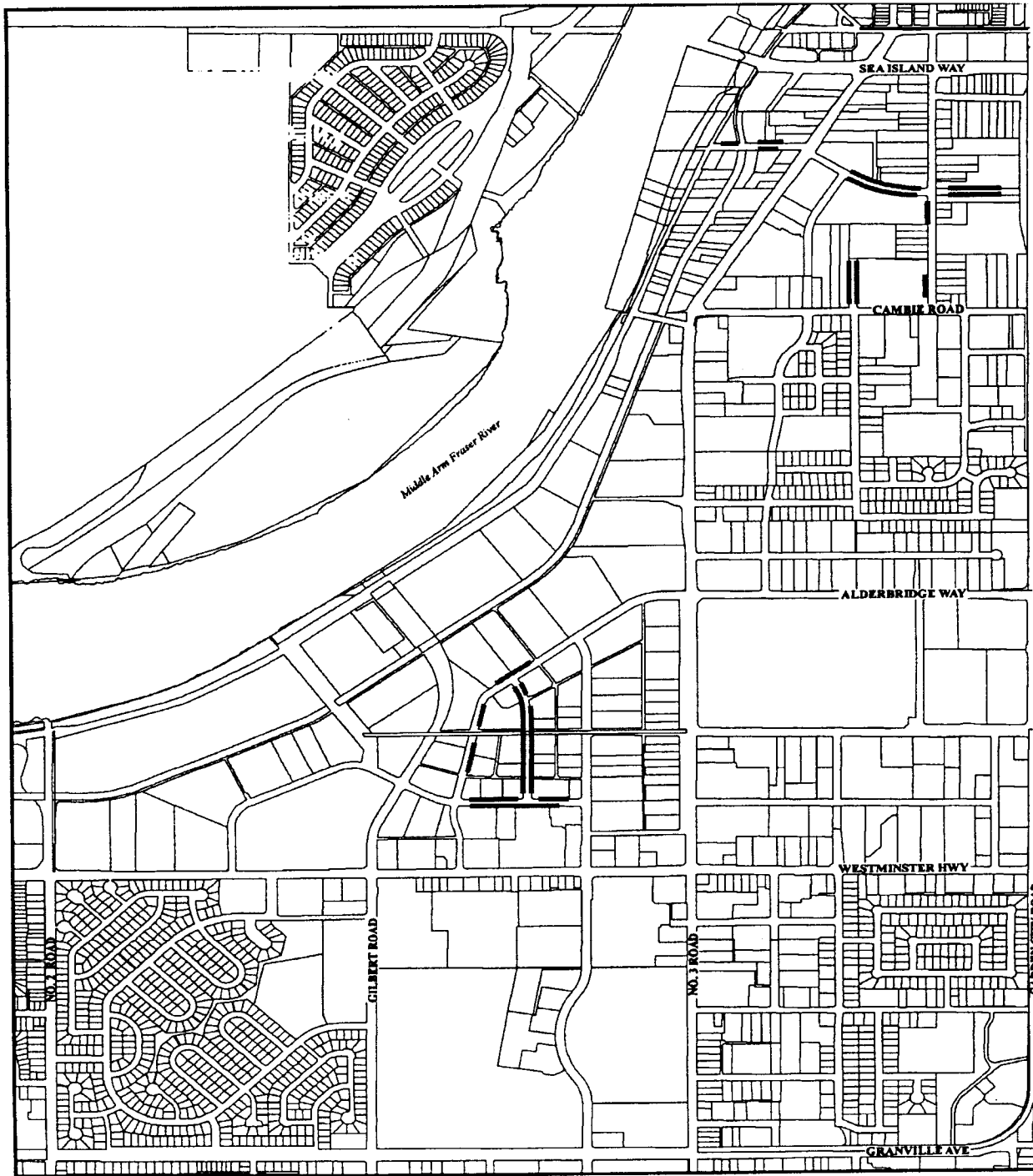
MAYOR

CITY CLERK

**SCHEDULE K to BYLAW NO. 7404
SHORT TERM METERED PARKING AREAS**



**SCHEDULE L to BYLAW NO. 7404
LONG TERM METERED PARKING AREAS**



**SCHEDULE M to BYLAW NO. 7404
ON-STREET MONTHLY PARKING PERMIT AREAS**

