



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 317-81
To authorize certain off street
parking of vehicles operated by
or conveying physically
handicapped persons

WHEREAS paragraph 150 of section 210 of The Municipal Act (R.S.O. 1980, c. 302, as amended) confers upon the councils of local municipalities the power to pass by-laws for requiring the owners or operators of parking lots or other parking facilities to which the public has access, whether on payment of a fee or otherwise, to provide designated parking spaces for the sole use of vehicles operated by or conveying a physically handicapped person in respect of which a permit has been issued under a by-law passed by the council under paragraph 119 of section 210 of The Municipal Act, and for prohibiting the use of such spaces by other vehicles;

AND WHEREAS the Council of The Corporation of the City of Brampton has passed By-law 316-81, amending By-law 33-79, pursuant to paragraph 119 of section 210 of The Municipal Act;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF BRAMPTON ENACTS AS FOLLOWS:

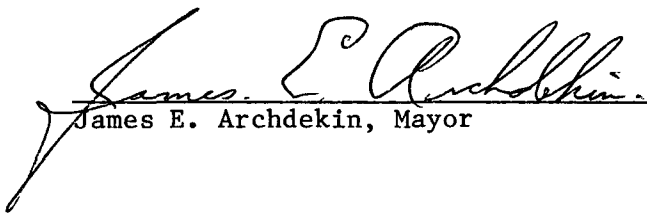
Part 1 - Definitions


1. In this by-law,
 - i) "Designated parking space" means a parking space marked by a sign indicating such space is to be for the sole use of vehicles operated by or conveying a physically handicapped person.
 - ii) "Identifying marker" shall have the same meaning as in Part 1, section (1) of By-law 33-79 as amended.
 - iii) "Permit" shall have the same meaning as in Part 1, section (1) of By-law 33-79 as amended.
 - iv) "Physically handicapped person" shall have the same meaning as in part 1, section (1) of By-law 33-79 as amended.

of fifty dollars (\$50) for the first offence, and two hundred dollars (\$200) for each subsequent offence.

2. Any person who contravenes section 1 of Part 5 of this by-law is guilty of an offence and upon conviction shall be subject to a penalty of not more than fifty dollars (\$50) for the first offence and not more than two hundred dollars (\$200) for each subsequent offence.
3. Any person who contravenes any other provision of this by-law is guilty of an offence, and upon conviction shall be subject to a penalty of not more than two thousand dollars (\$2,000).
4. Where a vehicle is found parked in contravention of the provisions of this by-law, the enforcing official may issue a summons or issue and attach to or place on the vehicle a ticket in the form of a serially numbered notice stating:
 - (a) the licence number and concise description of the vehicle;
 - (b) that the vehicle is unlawfully parked;
 - (c) the date, time and place of the alleged offence;
 - (d) that the owner or driver thereof may make a voluntary payment of ten dollars (\$10) to The Corporation of the City of Brampton, by attendance at its office between the hours of 8:30 a.m. and 4:30 p.m., exclusive of Saturdays, Sundays and holidays, or by mail thereto, within five (5) days after the day when the ticket was issued; and
 - (e) that in the event of a failure to make such payment, a summons will be issued pursuant to The Summary Convictions Act.

READ a FIRST, SECOND and THIRD TIME and PASSED in Open Council this 14th day of December, 1981.


James E. Archdekin, Mayor


Ralph A. Everett, Clerk

Part 4 - Parking Fees - George Street Lot

1. By-law 57-79 is hereby amended by adding paragraph (12A) as follows:

(12A) Notwithstanding section 1 of Part 3 of By-law 317-81, where a vehicle operated by or conveying a physically handicapped person properly displays a valid identifying marker issued in accordance with the provisions of By-law 33-79 as amended, the owner and driver of said vehicle are exempt from the provisions of paragraphs 3, 4, 5 and 6 of this by-law.

Part 5 - Use of Parking Spaces

1. No person shall park a motor vehicle in a designated parking space in a public parking area, unless a valid identifying marker is properly displayed upon the motor vehicle.
2. No public parking area owner or operator shall authorize any person to park a vehicle which does not properly display a valid identifying marker in a designated parking space.

Part 6 - Time for Compliance

1. Public parking area owners and operators shall have six (6) months from the date of enactment of this by-law to comply with the provisions of Part 2.

Part 7 - Enforcement of Regulations

1. This by-law shall be enforced by:
 - (a) an officer or constable of the Peel Regional Police Force, and
 - (b) a By-law Enforcement Officer appointed by the Council of The Corporation of the City of Brampton.

Part 8 - Penalties

1. Any public parking area owner or operator who contravenes the provisions of section 2 of Part 5 of this by-law is guilty of an offence, and upon conviction shall be subject to a penalty

- (c) hard surfaced;
 - (d) level;
 - (e) located so as to be readily accessible to physically handicapped persons, whether via ramps, depressed curbs or other means, and, where the public parking areas is intended to serve a particular building or complex, located within easy access of said building or complex;
 - (f) identified by signs conforming to the requirements of section 5 of this Part, and
 - (g) kept free from obstructions, kept clear of snow, and be otherwise maintained to the same standards as all other parking spaces in the same public parking area.
4. Every owner or operator shall provide on one side of each designated parking space, a space 1.5 metres in width, running the length of each designated parking space. Said space shall be marked in a manner to prevent parking thereon.
5. The signs referred to in clause (f) of section 3 of this Part shall:
- (a) be at least thirty (30) centimetres in width and at least sixty (60) centimetres in height;
 - (b) display the symbols and colours as shown in Schedule A to this by-law, but provided that one or both of the arrows may be deleted from the signs; and
 - (c) be mounted on a permanent post one metre in height, which post is to be located at the end of the designated parking space at a point marking the midpoint in width of the parking space. Said post shall not be located so as to block vehicular access to the designated parking space.
6. Every owner or operator of each public parking area in which signs are located pursuant to this Part shall be responsible for the procurement, installation and maintenance of said signs, and for ensuring that said signs conform with the provisions of section 5 of this Part.

Part 3 - Parking Fees

1. No owner or operator of a public parking area shall charge a fee for the use of a designated parking space different from the fee charged for use of any other parking space in the same public parking area.

- v) "Public parking area" means a structure or open area other than a street or highway, used for the temporary parking of twenty (20) or more motor vehicles, to which the public has access, whether on payment of a fee or otherwise.
- vi) "Sign" means a sign consisting of the International Symbol for the physically handicapped to be used for the purpose of designating parking spaces for the sole use of vehicles operated by or conveying physically handicapped persons.
- vii) "Unauthorized motor vehicle" means a vehicle that does not have affixed thereto a current identification marker issued and displayed in accordance with the provisions of section (3) of Part 2 of By-law 33-79 as amended.

Part 2 - Provision of Parking Spaces

1. Every owner or operator of a public parking area shall provide designated parking spaces for the exclusive use of vehicles operated by or conveying physically handicapped persons, upon which vehicles shall be properly displayed an identifying marker as provided for in section (3) of Part 2 of By-law 33-79, as amended. The minimum number of designated parking spaces which must be provided shall be calculated in accordance with the following table.

<u>Capacity of Public Parking Area (number of parking spaces)</u>	<u>Number of Designated Parking Spaces to be Provided</u>
1-19	0
20-99	1
100-199	2
200-299	3
300-399	4
400-499	5
500 or more	6

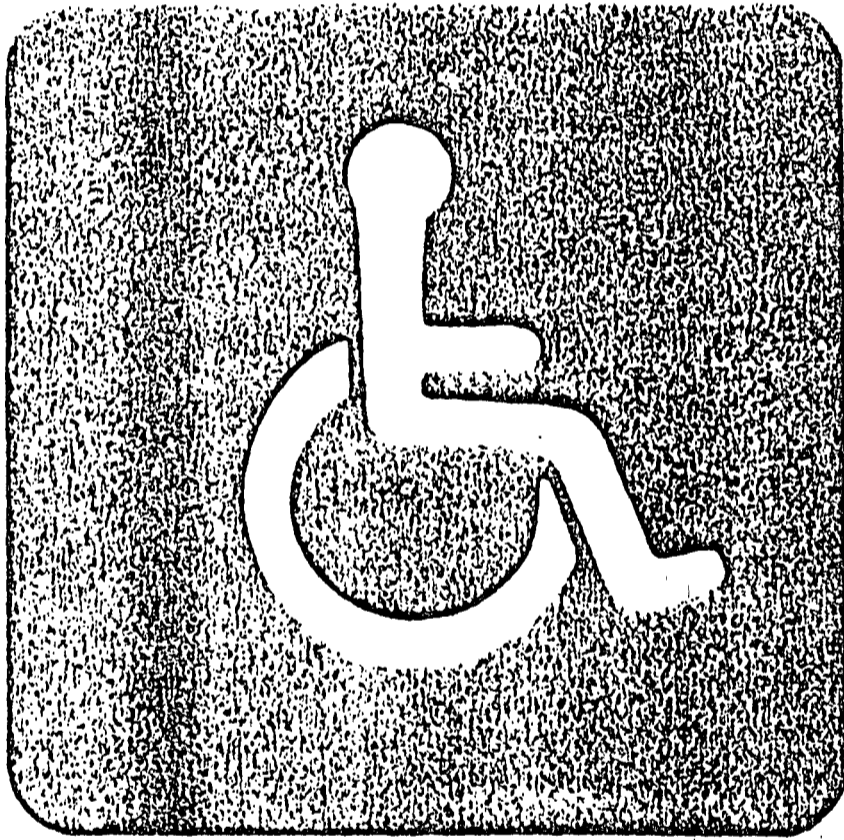
2. For the purposes of section 1 of this Part, the number of parking spaces comprising the capacity of a public parking area includes any designated parking spaces which shall be provided as required by said section.
3. Every owner or operator shall ensure that the designated parking spaces as required by section 1 of this Part, shall be:
 - (a) three (3) metres in width;
 - (b) of the same length as the other parking spaces in the same public parking area;

RESERVED

Green Lettering

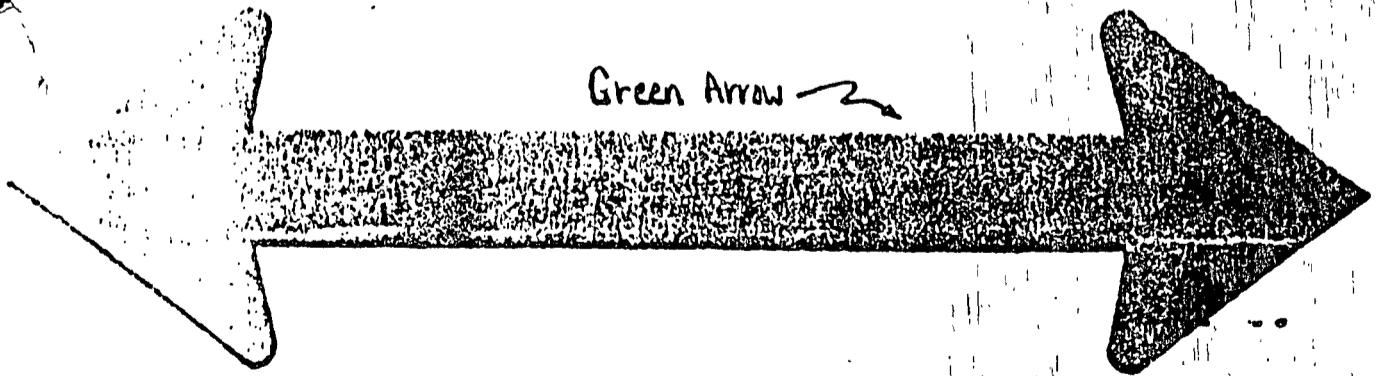
PARKING

Blue Background



Green Border

Green Arrow



PASSED 14th 19 81



BY-LAW

No. 317-81

To authorize certain off
street parking of vehicles
operated by or conveying
physically handicapped
persons