

--	--

TO:	CHAIR AND MEMBERS CIVIC WORKS COMMITTEE MEETING ON APRIL 20, 2015
FROM:	JOHN BRAAM, P.ENG. MANAGING DIRECTOR, ENVIRONMENTAL & ENGINEERING SERVICES AND CITY ENGINEER
SUBJECT:	AMENDMENTS TO THE TRAFFIC AND PARKING BY-LAW REFRESHMENT VEHICLES

RECOMMENDATION

That on the recommendation of the Managing Director, Environmental & Engineering Services and City Engineer, the attached proposed by-law (Appendix "A") **BE INTRODUCED** at the Municipal Council meeting to be held on April 28, 2015 for the purpose of amending the Traffic and Parking By-law (P.S. 111).

BACKGROUND

On February 24th, 2015, Municipal Council passed amendments to the Business Licensing By-law to create a pilot program allowing food trucks to operate on city streets. Some amendments to the Traffic and Parking By-law (P.S.111) are required to accommodate this pilot program.

Definitions

The Business Licensing By-law Part 18.1 Definitions Category 7 Refreshment Vehicle as *"any vehicle from which refreshments are sold for consumption by the public and includes, without limiting the generality of the foregoing, carts, wagons, trailers and trucks, irrespective of the type of motive power employed to move the refreshment vehicle from one point to another."* The Traffic & Parking By-law should be amended to a definition of a Category 7 Refreshment Vehicle.

Restricted Parking on Specified Streets (Schedule 6)

Schedule 6 of the Traffic & Parking By-law controls the length of time that a vehicle can park on specified streets in a calendar day. The time limits vary depending on the location. Refreshment Vehicles may park on these restricted streets for longer than the allowed time; therefore, an exemption is required.

Parking Overtime and Extension of Parking Time

The current Traffic & Parking By-law prohibits anyone from parking in a metered parking stall for a period longer than the posed limit. The by-law also prohibits anyone for purchasing more time at a meter (e.g. feeding the meter) than the

--	--

allowed limit. The by-law should be amended to exempt Refreshment Vehicles from these provisions. It should be noted that paid parking is still a requirement for the Refreshment Vehicles.

It should be noted that the above exemption only apply to those locations approved by the City's License Manager. Amendments are required to Section 1 (Definitions), Section 16 (Restricted Parking on Specified Streets, Section 45 (Parking Overtime) and Section 46 (Extension of Parking Time) of the Traffic & Parking By-law (PS-111) to address the above changes.

ACKNOWLEDGEMENTS:

This report was prepared Shane Maguire of the Roadway Lighting & Traffic Control Division with the assistance of Development and Compliance Services Department.

PREPARED BY:	REVIEWED & CONCURRED BY:
SHANE MAGUIRE, P. ENG. DIVISION MANAGER ROADWAY LIGHTING & TRAFFIC CONTROL	EDWARD SOLDO, P.ENG. DIRECTOR, ROADS AND TRANSPORTATION
REVIEWED & CONCURRED BY:	RECOMMENDED BY:
GEORGE KOTSIFAS, P. Eng. MANAGING DIRECTOR, DEVELOPMENT & COMPLIANCE SERVICES AND CHIEF BUILDING OFFICIAL	JOHN BRAAM, P.ENG. MANAGING DIRECTOR, ENVIRONMENTAL & ENGINEERING SERVICES AND CITY ENGINEER

Y:\Shared\Administration\COMMITTEE REPORTS\PS-111 Amendments\2015\2015-04-20\CWC Apr 20 2015 Council Apr 28 2015 Food Truck (TRAFFIC PARKING BY-LAW AMENDMENTS) ver 4.docx

April 14, 2015/sm

Attach: Appendix "A": Proposed Traffic and Parking By-Law Amendment

- cc. City Solicitor's Office
- Annette Drost, Parking Office
- Orest. Katolyk, Licensing and Municipal Law Enforcement Services

--	--

Bill No.

By-law No. PS-111

A by-law to amend By-law PS-111 entitled, “A by-law to regulate traffic and the parking of motor vehicles in the City of London.”

WHEREAS subsection 10(2) paragraph 7 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that a municipality may pass by-laws to provide any service or thing that the municipality considers necessary or desirable to the public;

AND WHEREAS subsection 5(3) of the *Municipal Act, 2001*, as amended, provides that a municipal power shall be exercised by by-law;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. Section 1 of By –law PS-111 is amended by adding the following row:

“**Category 7 Refreshment Vehicle**” means a vehicle or trailer, which is no greater than 10 metres (33 feet) in length, and 2.6 metres (8.5 feet) in width, from which food products are sold from a location on City owned property and where the food products are prepared on the vehicle or trailer.

2. By-law PS-111 is amended by adding the following section 16.2:

“16.2 Section 16 of this By-law does not apply to a person operating a Category 7 Refreshment Vehicle provided:

- a) the person holds a valid Category 7 Refreshment Vehicle licence issued under By-law L-6;
- b) the Category 7 Refreshment Vehicle has affixed to it a refreshment vehicle licence plate issued under By-law L-6; and
- c) the Category 7 Refreshment Vehicle is parked in a space that has been designated by the Licence Manager under By-law L-6 where a Category 7 Refreshment Vehicle may carry on business.”

3. By-law PS-111 is amended by adding the following section 45.1:

“45.1 Section 45 of this By-law does not apply to a person operating a Category 7 Refreshment Vehicle provided:

- a) the person holds a valid Category 7 Refreshment Vehicle licence issued under By-law L-6;
- b) the Category 7 Refreshment Vehicle has affixed to it a refreshment vehicle licence plate issued under By-law L-6; and

--	--

- c) the Category 7 Refreshment Vehicle is parked in a space that has been designated by the Licence Manager under By-law L-6 where a Category 7 Refreshment Vehicle may carry on business.”

4. By-law PS-111 is amended by adding the following section 46.1:

“Section 46 does not apply to a person operating a Category 7 Refreshment Vehicle provided:

- a) the person holds a valid Category 7 Refreshment Vehicle licence issued under By-law L-6;
- b) the Category 7 Refreshment Vehicle has affixed to it a refreshment vehicle licence plate issued under By-law L-6; and
- c) the Category 7 Refreshment Vehicle is parked in a space that has been designated by the Licence Manager under By-law L-6 where a Category 7 Refreshment Vehicle may carry on business.”

This by-law comes into force and effect on the day it is passed.

PASSED in Open Council on April 28, 2015

Matt Brown
Mayor

Catharine Saunders
City Clerk

First Reading – April 28, 2015
Second Reading – April 28, 2015
Third Reading – April 28, 2015