

TO:	CHAIR AND MEMBERS CIVIC WORKS COMMITTEE MEETING ON JULY 18, 2016
FROM:	JOHN BRAAM, P. ENG. MANAGING DIRECTOR, ENVIRONMENTAL & ENGINEERING SERVICES AND CITY ENGINEER
SUBJECT:	OVERNIGHT PARKING PASS PROGRAM

RECOMMENDATION

That on the recommendation of the Managing Director, Environmental & Engineering Services and City Engineer, the attached proposed by-laws (Appendix A & B) **BE INTRODUCED** at the Municipal Council meeting to be held on July 26, 2016 with respect to the Overnight Parking Pass program.

PREVIOUS REPORTS PERTINENT TO THIS MATTER

Numerous reports have been submitted since 2001 on this subject. The following are the 2016 reports:

1. January 5th, 2016: Civic Works Committee, [Overnight Parking Update](#); and
2. June 8th, 2016: Civic Works Committee, [Overnight Parking 2016 and Beyond](#).

2015-19 STRATEGIC PLAN

The following report supports the Strategic Plan through the strategic focus area of *Strengthening Our Community and Leading in Public Service* by addressing the Londoner's requests for additional on-street overnight parking options.

BACKGROUND

On June 14th, 2016 Municipal Council passed the following resolution:

That, on the recommendation of the Managing Director, Development and Compliance Services and Chief Building Official and the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to overnight parking for 2016 and beyond:

- a) the Civic Administration BE DIRECTED to take the necessary actions to implement Option 5 – Permit personal vehicles to park on permitted City streets Victoria Day to Labour Day and after Labour Day to Victoria Day with a free pass limited to 15 occurrences per plate except when prohibited as described in Appendix “A”;
- b) the Civic Administration BE DIRECTED to report back to amend PS-111 effective Labour Day 2016 if required; and,
- c) the Civic Administration BE DIRECTED to report back in the Spring of 2017 with respect to the 2016 winter parking experience including the impacts on other service areas as well as exploring overnight paid permit parking for 2017 and beyond. (2016-T02)

This report provides the necessary Traffic & Parking By-law amendments to implement parts a) and b) of this Council resolution. Part c) will be the subject of a future report.

DISCUSSION

The current Traffic and Parking By-law (PS-111) allows overnight parking on city streets from the Saturday immediately prior to Victoria Day and Labour Day for non-recreational vehicles. The attached by-laws do the following:

- Maintains the existing exemption for non-recreations vehicle during the summer;
- Introduces a new policy for Overnight Parking Passes that:
 - allows drivers to register their vehicle for overnight parking between Labour Day and Victoria Day weekend and excludes them from the 12-hour parking time limit;
 - passes expire at 11:59 am;
 - passes can be obtained in advance or the day that it is needed;
 - Between November 1st and April 15th passes will not be issued more than 48 hours in advance to help mitigate weather concerns.
 - passes can be obtained for multiple days;
 - sets the limit of overnight parking passes at 15 per vehicle per year;
 - passes cannot be applied to dates or times prior to when the application was submitted;
 - includes provisions for the Managing Director, Environmental & Engineering Services & City Engineering to suspend issuance or cancel on-street overnight parking passes in the event of an emergency which could include a severe weather event.

Applications for an Overnight Parking Passes can be done on-line or at the Parking Office at 824 Dundas Street.

Acknowledgement

This report was prepared with the assistance of Annette Drost, Manager of Municipal Law Enforcement Services and the City Solicitor's Office.

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

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July 11, 2016

Attach: Appendix A: Proposed Traffic & Parking By-Law Amendments
 Appendix B: By-Law to Establish a Policy for an Overnight Parking Pass
 Program

cc. City Solicitor's Office
 Municipal Law Enforcement Services

APPENDIX A

BY-LAW TO AMEND THE TRAFFIC & PARKING BY-LAW (P.S. 111) WITH RESPECT TO OVERNIGHT PARKING

Bill No.
2016

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 5(3) of the *Municipal Act, 2001* S.O. 2001, c.25, 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 new definition of "overnight parking exemption" after the definition of "one-way street":

"Overnight Parking Pass" means a parking pass issued by the City Engineer under section 9(5) of this By-law;

2. Section 9 of by-law PS-111 is amended by deleting subsections (4) and adding the following:

(4) *Subsections 1(k) and 1(n) do not apply to a vehicle for which an Overnight Parking Pass has been issued and has not been revoked. Nothing in this subsection shall permit a person to park or stop a vehicle when stopping or parking is prohibited by any other provision of this By-law.*

(5) *The City Engineer may issue an Overnight Parking Pass in accordance with the Council Policy for the Overnight Parking Program.*

(6) *An Overnight Parking Pass is valid only:*

(a) *during the period commencing from the effective date and time to and including the expiry date and time set out in the Overnight Parking Pass;*

(b) *for the vehicle to which the Overnight Parking Pass is issued based on the licence plate for the vehicle.*

3. This by-law shall come into force and effect on October 3, 2016.

PASSED in Open Council on July 26, 2016.

Matt Brown
Mayor

Catharine Saunders
City Clerk

First Reading – July 26, 2016
Second Reading – July 26, 2016
Third Reading – July 26, 2016

APPENDIX B

BY-LAW TO ESTABLISH A POLICY FOR AN OVERNIGHT PARKING PASS PROGRAM

Bill No.
2016

By-law No. A.-

A By-law to establish a Policy for an Overnight Parking Pass Program.

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

AND WHEREAS the Council for The Corporation of the City of London wishes to implement a new policy for an Overnight Parking Pass Program;

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

1. The Policy attached as Schedule "1" to this by-law is hereby adopted.
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on July 26, 2016.

Matt Brown
Mayor

Cathy Saunders
City Clerk

First reading - July 26, 2016
Second reading – July 26, 2016
Third reading – July 26, 2016

SCHEDULE "1"

THE CORPORATION OF THE CITY OF LONDON TRAFFIC AND PARKING BY-LAW PS-111 OVERNIGHT PARKING PASS PROGRAM POLICY

1.0 Policy Purpose

- 1.1 The City's Traffic and Parking By-law PS-111 authorizes the City Engineer or his or her designate to issue Overnight Parking Passes in accordance with the Council Policy for the Overnight Parking Pass Program. This policy establishes the criteria for the Overnight Parking Pass Program

2.0 Definitions

"**By-law**" means the City's Traffic and Parking By-law PS-111 as amended from time to time;

"**City**" means The Corporation of the City of London;

"**Overnight Parking Pass**" means a pass issued by the City Engineer under the By-law that permits overnight parking as provided in the By-law on City roadways; and

"**City Engineer**" means the Managing Director and City Engineer or any employee or agent of the Corporation designated by the said Managing Director and City Engineer to act on his or her behalf;"

3.0 Issuance of Overnight Parking Passes

- 3.1 The City Engineer may issue an Overnight Parking Pass based on the following criteria:
- (a) An Overnight Parking Pass will permit a person to park a vehicle on a roadway between the hours of 3:00 am and 5:00 am and for a period longer than 12 hours notwithstanding subsections 9(1)(k) and 9(1)(n) of the By-law.
 - (b) All other provisions of the By-law apply. For clarity, an Overnight Parking Pass does not permit a person to park a vehicle on a roadway where parking is prohibited under the By-law including locations where signs indicating "no parking 3:00 am to 5:00 am" are posted. All other parking restrictions remain in effect, including without limitation prohibited parking and stopping areas, fire routes, the requirement to remove all vehicles from the street during snow clearing operations and posted on street parking restrictions relating to time limited and residential parking pass zones.
 - (c) Overnight Parking Passes may be issued during the period commencing the day after Labour Day and ending on the Friday immediately prior to Victoria Day.
 - (d) An Overnight Parking Pass will be issued in electronic form only.
 - (e) An Overnight Parking Pass is valid:

- (i) only for the vehicle to which it is issued based on the licence plate for the vehicle and is not transferable;
 - (ii) only for the date and time for which it is issued;
 - (iii) for a period of no longer than 24 hours commencing at 12:00 pm and expiring at 11:59 am the following day.
- (f) For clarity:
- (i) Overnight Parking Pass applications submitted before 5:00 am will expire 11:59 am the same day;
 - (ii) Overnight Parking Passes applications submitted on or after 5:00 am will expire 11:59 am the following day;
 - (iii) Overnight Parking Passes are not retroactive and cannot be applied to dates or times prior to when the application is submitted.
- (g) A maximum of 15 Overnight Parking Passes per year may be issued for a vehicle based on its licence plate.

4.0 Restriction on Issuance of Overnight Parking Passes

- 4.1 Overnight Parking Passes will not be issued:
- (a) for commercial vehicles, trailers, inoperable vehicles or unlicensed vehicles or where the licence plate is invalid;
 - (b) more than 48 hours in advance between November 1st and April 15th.
- 4.2 At the discretion of the City Engineer, an Overnight Parking Pass may not be issued where a weather event is forecast or occurring, in the event of an emergency or for any other roadway operational reason.