

THE CORPORATION OF THE  
CITY OF BRAMPTON

BY-LAW NUMBER 13-74

Being a By-law to prohibit the parking or leaving of motor vehicles on Municipal and Private property without Authority or where signs, approved by the City, have been posted designating the area as a Fire Route

THE COUNCIL of The Corporation of the City of Brampton ENACTS as follows:

1. In this By-law:

(a) "Motor vehicle" includes automobiles, motorcycles, and any other vehicle propelled or driven otherwise than by muscular power; but does not include the cars of electric or steam railways, or other motor vehicles running only upon rails;

(b) "Private Property" means:

(i) property other than municipal or government property and that has been clearly marked as such by fences, hedges or barriers of any kind or property on which one or more signs have been erected by or on behalf of the owners, occupants or agents of the owner or occupant forbidding trespassing or parking or restricting parking as set out thereon, or

(ii) a private road or driveway but does not include municipal property as hereinafter defined;

(c) "Municipal Property" means property belonging to the Corporation of the City of Brampton or any Board, Commission or Committee thereof.

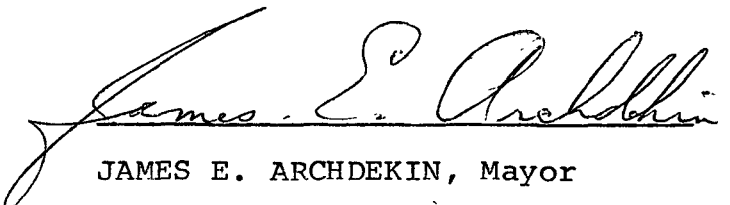
2. No person shall park or leave any motor vehicle on private property in the City without authority from the owner or occupant of such property.


2a. No person shall park or leave any motor vehicle on private property in an area designated as a fire route by signs reading "No Parking Fire Route."

3. Upon the complaint in writing of the occupant or any adult resident of any private property upon which a motor vehicle is parked or left without the authority of the owner or occupant of such property, a police officer or special constable appointed for the carrying out of the provisions of The Highway Traffic Act or the City By-law Enforcement Officer as special constable or a special constable appointed for carrying out the provisions of this By-law, may, upon discovery of a motor vehicle so parked or left, cause such vehicle to be moved or taken to or placed in a suitable place and all costs and charges for removing, care and storage thereof, if any, are a lien upon the vehicle, which may be enforced in the manner provided by Section 48 of The Mechanics' Lien Act.
4. No person shall park or leave any motor vehicle on any municipal property where, by means of one or more signs, it is indicated that such parking or leaving is not authorized.
5. A police officer or special constable appointed for the carrying out of the provisions of The Highway Traffic Act or the City By-law Enforcement Officer as special constable or a special constable appointed for carrying out the provisions of this By-law, may, upon discovery of a motor vehicle parked or left contrary to section 4 or Clause 2A herein cause such vehicle to be moved or taken to and placed in a suitable place and all costs and charges for removing, care and storage thereof, if any, are a lien upon the vehicle, which may be enforced in the manner provided by section 48 of The Mechanics' Lien Act.
6. Any person violating the provisions of this By-law shall be subject to a penalty of not more than \$50.00 for each offence exclusive of costs.
- 7.a The driver of a motor vehicle, not being the owner, is liable to any penalty provided under this by-law, and the Owner of the motor vehicle is also liable to such penalty unless at the time the offence was committed, the motor

- vehicle was in possession of a person other than the owner or his chauffeur without the owner's consent;
- b. The driver or owner of a motor vehicle parked or left on private property shall not be liable to a penalty or to have the motor vehicle removed from such property or impounded under this by-law, except upon the written complaint of the occupant or any adult resident of the property;
- c. A peace officer, a police officer, a special constable, an officer appointed for the carrying out of the provisions of The Highway Traffic Act and the City By-law Enforcement Officer as special constable may issue and attach to a vehicle a City of Brampton parking violation tag alleging that the provisions of this By-law have been contravened.
8. Notwithstanding all other provisions of this by-law, any person may, upon presentation of a parking violation tag issued under this by-law, pay out of Court within five days from the date of issue of the said tag, exclusive of Saturdays, Sundays and holidays, the sum of \$3.00, and upon such payment, no further proceedings shall be taken under this by-law in respect of the said offence alleged in the parking violation tag.
9. If payment is not made as provided in Section 8 herein, the provisions of The Summary Convictions Act and the penalty provided for in section 6 herein apply.

READ A FIRST, SECOND and THIRD TIME and PASSED in Open Council this 11th day of February, 1974.

  
JAMES E. ARCHDEKIN, Mayor

  
KENNETH R. RICHARDSON, Clerk