



# Corporation of the Town of Newmarket

## By-law 2020-XX

A By-law to amend By-law 2019-62 being a By-law to implement an Administrative Monetary Penalty System in the Town of Newmarket.

Whereas the Municipal Act, 2001 and Ontario Regulation 333/07 authorizes a municipality to require a Person to pay an Administrative Penalty for a contravention of any By-law respecting the parking, standing or stopping of vehicles; and,

Whereas the Municipal Act, 2001 authorizes a municipality to pass by-laws imposing fees or charges for services or activities provided or done by or on behalf of it; and,

Whereas Council enacted By-law 2019-62 to implement an Administrative Monetary Penalty System in the Town of Newmarket; and,

Whereas it is deemed necessary to amend the Schedule A of By-law 2019-62 as it relates to the Designated By-law Provisions.

Therefore be it enacted by the Municipal Council of the Corporation of the Town of Newmarket as follows:

1. That Schedule A to the By-law 2019-62 be repealed and replaced by the attached Schedule A.

Enacted this 10<sup>th</sup> day of February, 2020.

John Taylor, Mayor

Lisa Lyons, Town Clerk

## Schedule “A”

### Administrative Monetary Penalty System By-law Designated By-law Provisions

1. For the purposes of Section 3 of this By-law, Column A3 in the following table lists the provisions in the **Designated By-law** identified in the Schedule, as amended.
2. Column A4 in the following table sets out the short form wording to be used in a **Penalty Notice** for the contravention of the designated provisions listed in Column A3.
3. Column A6 in the following table set out the **Administrative Penalty** for the **Set Penalty Amount** in accordance with Section 5(5)(b) of this By-law that is payable for contraventions of the designated provisions listed in Column A3.
4. The penalties shown in Column A5 below include a twenty five percent (25%) discount for **Early Payment** in accordance with Section 5(5)(a) of this By-law that is payable for contraventions of the designated provisions listed in Column A3.
5. The penalties shown in column A7 below include a twenty five percent (25%) surcharge for **Late Payment** in accordance with Section 5(5)(c) of this By-law that is payable for contraventions of the designated provisions listed in Column A3.

A1 By-law	A2 Item #	A3 Section	A4 Description	A5 Early Payment	A6 Set Penalty	A7 Late Payment
Parking By-law 2019-XX	1	5(2)	Interfere with Authorized Sign	30.00	40.00	50.00
	2	5(3)	Obstruct Authorized Sign	30.00	40.00	50.00
	3	6(1)(a)	Park facing wrong direction	30.00	40.00	50.00
	4	6(1)(b)	Park more than 30cm from curb	30.00	40.00	50.00
	5	6(1)(c)	Fail to park parallel to curb	30.00	40.00	50.00
	6	7(1)(a)	Park within 9m of non-signalized intersection	37.50	50.00	62.50
	7	7(1)(b)	Park within 15m of signalized intersection	37.50	50.00	62.50
	8	7(1)(c)	Exceed posted time	30.00	40.00	50.00
	9	7(1)(d)	Park contrary to traffic control device	30.00	40.00	50.00
	10	7(1)(e)	Park causing obstruction	30.00	40.00	50.00
	11	7(1)(f)	Park between 0200 and 0600 hrs	75.00	100.00	125.00
	12	7(1)(g)	Park on boulevard	37.50	50.00	62.50
	13	7(1)(h)	Park within 3m of hydrant	75.00	100.00	125.00
	14	7(1)(i)	Park within 152m of firefighting apparatus	56.25	75.00	93.75
	15	7(1)(j)	Park within 7m of fire hall entrance – same side	37.50	50.00	62.50
	16	7(1)(k)	Park within 30m of fire hall entrance – opposite side	37.50	50.00	62.50
	17	7(1)(l)	Park on a bridge	37.50	50.00	62.50
	18	7(1)(m)	Park within 6m of bus stop	30.00	40.00	50.00
	19	7(1)(n)	Park in a public laneway	30.00	40.00	50.00
	20	7(1)(o)	Park on a median	37.50	40.00	50.00
	21	7(1)(p)	Double park	37.50	50.00	62.50
	22	7(1)(q)	Park within turning circle	30.00	40.00	50.00
	23	7(1)(r)	Park displaying vehicle for sale	30.00	40.00	50.00
	24	7(1)(s)	Park without valid insurance	30.00	40.00	50.00
	25	7(1)(t)	Parked while washing or repairing vehicle	30.00	40.00	50.00
	26	7(1)(u)	Exceed 3 consecutive hours	30.00	40.00	50.00
	27	7(1)(v)	Park within 0.6m of driveway	37.50	50.00	62.50
	28	7(1)(w)	Park obstructing previously parked vehicle	30.00	40.00	50.00
	29	7(1)(x)	Park on narrow roadway	30.00	40.00	50.00
	30	7(1)(y)	Park alongside railway tracks	30.00	40.00	50.00
	31	7(1)(z)	Park causing obstruction to building	30.00	40.00	50.00
	32	7(1)(aa)	Park within 15m of Authorized Sign intersection	30.00	40.00	50.00
	33	7(1)(bb)	Park within 30m of traffic signal intersection	37.50	50.00	62.50
	34	7(1)(cc)	Park within a turning basin	30.00	40.00	50.00
	35	7(1)(dd)	Interfere with funeral procession	30.00	40.00	50.00
	36	7(1)(ee)	Park within 15m of dead-end roadway	30.00	40.00	50.00
	37	7(1)(ff)	Park within 3m of walkway	30.00	40.00	50.00
	38	7(1)(gg)	Park within Unauthorized Area	75.00	100.00	125.00

A1	A2	A3	A4	A5	A6	A7
By-law	Item #	Section	Description	Early Payment	Set Penalty	Late Payment
Parking By-law 2019-62	39	7(2)	Park commercial vehicle on street	41.25	55.00	68.75
	40	7(3)	Park trailer on street	41.25	55.00	68.75
	41	7(4)(a)	Park within 15m of crosswalk – same side	37.50	50.00	62.50
	42	7(4)(b)	Park within 30m of crosswalk – opposite side	37.50	50.00	62.50
	43	7(5)(a)	Unauthorized parking on private property	30.00	40.00	50.00
	44	7(5)(b)	Unauthorized parking on <b>Town</b> property	30.00	40.00	50.00
	45	7(5)(c)	Park during restricted time	30.00	40.00	50.00
	46	8(1)(a)	Stop within intersection	37.50	50.00	62.50
	47	8(1)(b)	Stop within 9m of pedestrian crossover	37.50	50.00	62.50
	48	8(1)(c)	Stop within 9m of School Crossing Guard	37.50	50.00	62.50
	49	8(1)(d)	Stop causing obstruction	37.50	50.00	62.50
	50	8(1)(e)	Stop contrary to traffic control device	30.00	40.00	50.00
	51	8(1)(f)	Stop parallel to vehicle	30.00	40.00	50.00
	52	8(1)(g)	Stop on a bridge	37.50	50.00	62.50
	53	8(1)(h)	Stop within tunnel	37.50	50.00	62.50
	54	8(1)(i)	Stop obstructing traffic	56.25	75.00	93.75
	55	8(1)(j)	Stop within turning circle	37.50	50.00	62.50
	56	8(1)(k)	Stop within Unauthorized Area	75.00	100.00	125.00
	57	9(3)	Park within fire route	112.50	150.00	187.50
	58	10(1)	Park contrary to No Parking sign	37.50	50.00	62.50
	59	11(1)	Stop contrary to No Stopping sign	37.50	50.00	62.50
	60	13(1)(a)	Park contrary to municipal parking area	30.00	40.00	50.00
	61	13(1)(b)	Park in more than one space	30.00	40.00	50.00
	62	13(1)(c)	Unauthorized parking in municipal parking area	30.00	40.00	50.00
	63	14(1)(a)	Failure to display accessible permit	300.00	300.00	300.00
64	14(1)(b)	Unauthorized use of accessible permit	300.00	300.00	300.00	
65	17(2)	Obstruct a Municipal Enforcement <b>Officer</b>	75.00	100.00	125.00	
Mobile Business Licence By-law 2020-07	66	3(1)(a)	Operate a Mobile Business without a licence	450.00	600.00	750.00
	67	3(1)(c)	Failure to comply with conditions of licence	225.00	300.00	375.00
	68	3(2)	Failure to comply with legislation	225.00	300.00	375.00
	69	3(3)	Failure to display business licence	225.00	300.00	375.00
	70	3(5)(a)	Advertising without a business licence	225.00	300.00	375.00
	71	3(5)(b)	Improper business name advertised	225.00	300.00	375.00
	72	3(6)	Carry on business on Town property without authorization	225.00	300.00	375.00
	73	3(7)	Failure to possess business licence	225.00	300.00	375.00
	74	3(8)	Smoke or permit smoking in business vehicle	225.00	300.00	375.00
	75	4(2)	Obstruct a Licensing Officer	450.00	600.00	750.00
	76	7(8)	Operate business while licence is suspended	450.00	600.00	750.00
	77	7(9)	Advertise business while licence is suspended	225.00	300.00	375.00
	78	7(11)	Remove posted notice of suspension	225.00	300.00	375.00
	79	7(13)	Remove posted notice of no business licence	225.00	300.00	375.00
	80	8.1(2)	Failure to comply with terms of Taxicab Driver requirements	225.00	300.00	375.00
	81	8.1(3)	Failure to post Taxicab Driver information	225.00	300.00	375.00
	82	8.1(4)(b)	Failure to disclose Fare for Taxicab Trip	225.00	300.00	375.00
	83	8.1(4)(c)	Failure to notify Town of new Taxicab Driver	225.00	300.00	375.00
	84	8.1(4)(d)	Failure to notify Town of new Taxicab	225.00	300.00	375.00
	85	8.1(5)(a)	Failure to provide required Taxicab Driver information	225.00	300.00	375.00
	86	8.1(5)(b)	Failure to provide required Taxicab information	225.00	300.00	375.00
	87	8.1(6)	Failure to maintain Taxicab Trip information	225.00	300.00	375.00
	88	8.1(10)	Failure to remove Taxicab Driver	225.00	300.00	375.00
	89	8.1(12)	Failure to comply with Taxicab requirements	450.00	600.00	750.00
	90	8.1(13)	Permit unauthorized passenger(s) in Taxicab	225.00	300.00	375.00
91	8.2(2)	Failure to comply with terms of TNC Driver requirements	225.00	300.00	375.00	
92	8.2(3)(b)	Permit hail ride for TNC	225.00	300.00	375.00	
93	8.2(3)(c)	Failure to maintain Safety Standard Certificate in TNC Vehicle	225.00	300.00	375.00	
94	8.2(4)(c)	Failure to provide third party audit records	225.00	300.00	375.00	
95	8.2(6)(a)	Failure to disclose Fare for TNC Trip	225.00	300.00	375.00	
96	8.2(6)(c)	Failure to charge proper Fare for TNC Trip	225.00	300.00	375.00	
97	8.2(6)(d)	Failure to maintain TNC Trip information	225.00	300.00	375.00	
98	8.2(7)	Failure to use GPS on TNC App	225.00	300.00	375.00	
99	8.2(8)	Failure to provide TNC Driver information via TNC App	225.00	300.00	375.00	
100	8.2(9)	Failure to provide electronic receipt via TNC App	225.00	300.00	375.00	
101	8.2(10)(a)	Failure to provide required TNC Driver information	225.00	300.00	375.00	
102	8.2(10)(b)	Failure to provide required TNC Vehicle information	225.00	300.00	375.00	
103	8.2(11)	Failure to maintain TNC Trip records	225.00	300.00	375.00	
104	8.2(15)	Failure to remove TNC Driver from TNC App	225.00	300.00	375.00	
105	8.2(17)	Failure to comply with TNC Vehicle requirements	450.00	600.00	750.00	

<b>A1</b>	<b>A2</b>	<b>A3</b>	<b>A4</b>	<b>A5</b>	<b>A6</b>	<b>A7</b>
<b>By-law</b>	<b>Item #</b>	<b>Section</b>	<b>Description</b>	<b>Early Payment</b>	<b>Set Penalty</b>	<b>Late Payment</b>
<b>Mobile Business Licence By-law 2020-07</b>	106	8.3(2)	Failure to comply with terms of Refreshment Vehicle Operator requirements	225.00	300.00	375.00
	107	8.3(3)	Failure to post Refreshment Vehicle Operator information	225.00	300.00	375.00
	108	8.3(4)	Failure to comply with Refreshment Vehicle conditions	225.00	300.00	375.00
	109	8.3(5)(a)	Permit amplified sounds	225.00	300.00	375.00
	110	8.3(5)(b)	Unlawful seating for Refreshment Vehicle customers	225.00	300.00	375.00
	111	8.3(6)	Failure to comply with Refreshment Vehicle requirements	225.00	300.00	375.00
	112	8.3(7)	Failure to comply with Refreshment Vehicle – Type 1 conditions	225.00	300.00	375.00
	113	8.3(8)	Failure to obtain Special Event Organizer Licence	225.00	300.00	375.00
	114	8.3(9)	Failure to comply with conditions of Special Event	450.00	600.00	750.00
	115	8.4(3)	Failure to maintain Limousine documents	225.00	300.00	375.00
	116	8.4(4)	Failure to comply with Limousine Driver requirements	225.00	300.00	375.00
	117	8.4(5)	Failure to post Limousine Driver information	225.00	300.00	375.00
	118	8.4(6)(a)	Failure to notify Town of new Limousine Driver	225.00	300.00	375.00
	119	8.4(7)(a)	Permit too many passengers in Limousine	225.00	300.00	375.00
	120	8.4(7)(b)	Permit a Limousine to operate with obstructed view	450.00	600.00	750.00
	121	8.4(8)	Failure to comply with Limousine requirements	450.00	600.00	750.00
	122	8.5(4)(a)	Failure to produce MTO Driving Instructor's Licence	225.00	300.00	375.00
	123	8.5(4)(b)	Failure to carry a valid driver's licence	225.00	300.00	375.00
	124	8.5(4)(c)	Failure to produce driving instruction/test documentation	225.00	300.00	375.00
	125	8.5(4)(d)	Failure to affix Sticker Plate on Driving School Instructor Vehicle	225.00	300.00	375.00
	126	8.5(4)(e)	Failure to affix roof sign on Driving School Instructor Vehicle	225.00	300.00	375.00
	127	8.5(5)	Operate in Restricted Area	450.00	600.00	750.00
	128	8.6(2)(a)	Failure to maintain Tow Truck documents	225.00	300.00	375.00
	129	8.6(2)(b)	Failure to remove debris prior to towing a vehicle	225.00	300.00	375.00
	130	8.6(2)(c)	Failure to remove debris within 8hrs following investigation	450.00	600.00	750.00
	<b>Mobile Business Licence By-law 2020-07</b>	131	8.6(3)	Failure to comply with Tow Truck Driver requirements	450.00	600.00
132		8.6(4)	Failure to post Tow Truck Driver information	225.00	300.00	375.00
133		8.6(5)	Failure to notify Town of new Tow Truck Driver	225.00	300.00	375.00
134		8.6(6)(a)	Operate or permit unclean Tow Truck;	225.00	300.00	375.00
135		8.6(6)(b)	Interfere with Tow Truck Company's contract	225.00	300.00	375.00
136		8.6(6)(c)	Recommend tow location to customer	225.00	300.00	375.00
137		8.6(6)(d)	Accept gift or payment from facility in exchange for business	225.00	300.00	375.00
138		8.6(6)(e)	Accept Drop Fee	225.00	300.00	375.00
139		8.6(6)(f)	Failure to obtain consent to connect or tow	225.00	300.00	375.00
140		8.6(6)(g)	Stop, stand, or park within 200m of Collision Scene	225.00	300.00	375.00
141		8.6(6)(h)	Remove vehicle from Collision Scene without permission	225.00	300.00	375.00
142		8.6(6)(i)	Permit unauthorized passenger(s) in Tow Truck	225.00	300.00	375.00
143		8.6(7)	Failure to provide or maintain Tow Truck Equipment	225.00	300.00	375.00
144		8.6(8)	Failure to comply with towing rates	450.00	600.00	750.00
145		8.6(9)	Failure to comply with Re-Tow towing rates	450.00	600.00	750.00
146		8.6(10)(a)	Failure to maintain Tow Truck Driver information	225.00	300.00	375.00
147		8.6(10)(b)	Failure to maintain Tow Truck information	450.00	600.00	750.00
148		8.6(11)	Failure to maintain Tow Truck Trip information	225.00	300.00	375.00
149		8.6(12)	Failure to maintain run sheets	225.00	300.00	375.00
150		8.6(13)	Failure to provide affiliated Public Garage information	225.00	300.00	375.00