

- (b) A document offered as evidence under Subsection (3)(a) shall be admitted without notice under the Evidence Act.
- (c) A municipal law enforcement officer, upon discovery of any vehicle parked or standing in contravention of the provisions of this section may cause it to be moved or taken to and placed or stored in a suitable place, at the owner's expense, 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 the Repair and Storage Liens Act.

**FIRE ROUTES**

47. Following designation of fire routes by the Fire Chief and notice under the Fire Marshals Act, R.S.O. 1990, F.17:
- (1) the owner of a property shall erect signs marking private roadways thereon as fire routes;
  - (2) before erecting signs as required, the owner of a property shall obtain direction from and the approval of the Fire Chief or the persons designated by him to give such direction and approval, for all such signs, the wording thereon and the location thereof;
  - (3) each private roadway which is located on a property of which the municipal address or location is listed in Schedule XXII hereto and beside or near which there are signs marking it as a fire route is hereby designated as a fire route;
  - (4) the owner of a property upon which there is a private roadway that has been designated as a fire route:
    - (a) shall maintain the signs marking it as a fire route; and
    - (b) shall keep such private roadway:
      - (i) in good repair;
      - (ii) clear of snow and ice;
      - (iii) free of all obstructions.
  - (5) no person shall park or leave a vehicle at any time on or along any part of a private roadway designated as a fire route; and
  - (6) a Municipal Enforcement Officer upon discovery of any vehicle parked or standing in contravention of the provisions of this section, may cause it to be moved or taken to and placed or stored in a suitable place, at the owner's expense, 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 the Repair and Storage Liens Act.

<sup>58</sup>**ACCESSIBLE PARKING REGULATIONS**

**Definition of “parking lot owner”**

48.
- (1) In this section, “parking lot owner” includes the owner or operator of a public parking area.

**Obligations of drivers – display permit**

- (2) See Section 48(5)(a).

**No blocking of access aisle**

- (3) No person, including persons driving a vehicle displaying a valid accessible parking permit, shall park on or behind an access aisle.

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**Obligations of owners – provide accessible spaces**

- (4) Every parking lot owner shall provide accessible parking spaces for the exclusive use of vehicles properly displaying an accessible parking permit, as provided for in this by-law. The minimum number of accessible parking spaces shall be calculated in accordance with the following requirements:
  - (a) One parking space for the use of persons with disabilities, which meets the requirements of a Type A parking space, where there are 12 parking spaces or fewer.
  - (b) Four percent of the total number of parking spaces for the use of persons with disabilities, where there are between 13 and 100 parking spaces in accordance with the following ratio, rounding up to the nearest whole number:
    - (i) Where an even number of parking spaces for the use of persons with disabilities are provided in accordance with the requirements of this paragraph, an equal number of parking spaces that meet the requirements of a Type A parking space and a Type B parking space must be provided.
    - (ii) Where an odd number of parking spaces for the use of persons with disabilities are provided in accordance with the requirements of this paragraph, the number of parking spaces must be divided equally between parking spaces that meet the requirements of a Type A parking space and a Type B parking space, but the additional parking space, the odd-numbered space, may be a Type B parking space.
  - (c) One parking space for the use of persons with disabilities and an additional three per cent of parking spaces for the use of persons with disabilities, where there are between 101 and 200 parking spaces must be parking spaces for the use of persons with disabilities, calculated in accordance with ratios set out in subsections (b) (i) and (ii), rounding up to the nearest whole number.
  - (d) Two parking spaces for the use of persons with disabilities and an additional two per cent of parking spaces for the use of persons with disabilities, where there are between 201 and 1,000 parking spaces must be parking spaces for the use of persons with disabilities in accordance with the ratio in subsections (b) (i) and (ii), rounding up to the nearest whole number.
  - (e) Eleven parking spaces for the use of persons with disabilities and an additional one per cent of parking spaces for the use of persons with disabilities, where more than 1,000 parking spaces are provided must be parking spaces for the use of persons with disabilities in accordance with the ratio in subsections (b) (i) and (ii), rounding up to the nearest whole number.
- (5) (a) No person shall park a motor vehicle in a designated accessible parking space in a public parking area, unless a valid accessible parking permit is properly displayed upon the motor vehicle.
- (6) (a) The number of parking spaces to be used to calculate the capacity of a public parking area includes the accessible parking spaces required by this by-law.
  - (b) If an obligated organization provides more than one off-street parking facility at a site, the obligated organization shall calculate the number and type of parking spaces for the use of persons with disabilities according to the number and type of parking spaces required for each off-street parking facility.
  - (c) In determining the location of parking spaces for the use of persons with disabilities that must be provided where there is more than one off-street parking facility at a site, an obligated organization may distribute them among the off-street parking facilities in a manner that provides substantially equivalent or greater accessibility in terms of distance from an accessible entrance or user convenience.

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**Physical Dimensions**

- (7) Every parking lot owner shall ensure that an accessible parking space is:
- (a) One of the following two types of parking spaces:
    - (i) Type A, a wider parking space which has a minimum width of 3.4 metres and signage that identifies the space as “van accessible”; and
    - (ii) Type B, a standard space which has a minimum width of 2.4 metres.
  - (b) the same length as the other parking spaces in the same public parking area;
  - (c) hard surfaced;
  - (d) level;
  - (e) located so as to be readily accessible to a person with disability, for example, via ramps, depressed curbs or other means, and, where the public parking area is intended to serve a particular building or complex, located within easy access to the building or complex;
  - (f) identified by signs conforming to the Ontario Regulation 581 made under the Highway Traffic Act;
  - (g) kept free from obstructions, kept clear of snow, ice and slush, and be otherwise maintained to the same standards as all other parking spaces in the same public parking area;
  - (h) identified with a pavement marking that is applied to the surface of the accessible parking space in accordance with the provisions of Schedule XXXIX; and
  - (i) maintained in good repair so that the pavement marking is easily identifiable by the public.
- (8) Every accessible parking space shall have at least one access aisle per space. An access aisle may be shared by two accessible parking spaces and must meet the following requirements:
- (a) They must have a minimum width of 1.5 metres.
  - (b) They must extend the full length of the parking space.
  - (c) They must be marked with high tonal contrast diagonal lines, which discourages parking in them, where the surface is asphalt, concrete or some other hard surface.
  - (d) They must be constructed and maintained at the same standards as the accessible parking space itself.

**Curb Cuts**

- (9) Where a public parking area requires the provision of an accessible parking space, and the access aisle has a raised surface abutting or in proximity to the aisle, the parking lot owner shall provide a curb cut to permit a person entering or exiting the access aisle a convenient means of traversing the difference in grade.
- (10) Minimum requirements of where curb cuts are not permitted to satisfy Section 48(9) are set out in Schedule XXXI and it is an offence for a parking lot owner not to comply with any of the provisions of Schedule XXXI.

**Accessible Signs**

- (11) Where a public parking area requires the provision of an accessible parking space, every parking lot owner must erect and maintain in good repair one or more signs complying with the following rules:
- (a) The sign must be visible to the public.
  - (b) The sign must comply with all municipal by-laws, the Highway Traffic Act and regulations.
  - (c) The sign must be located on a permanent post, building or structure and its bottom edge of the sign between one (1) metre and one and a half (1.5) metres above the surface of the accessible parking space.
  - (d) If the sign is located on a post, the post may be located at the midpoint of one end of the space if it does not block vehicular access to the accessible parking space or interfere with access to a depressed curb or a curb cut.
  - (e) In accordance with Section 48 (7) (a) (i), Type A parking spaces must be identified as “van accessible” on the same sign or a sign located below the accessible parking sign. This sign shall comply with all municipal by-laws, the Highway Traffic Act and regulations.
- (12) In addition to complying with requirements of Section 11 of Regulation 581 of the Highway Traffic Act, all persons erecting or permitting to be erected any accessible parking sign shall include:
- (a) on the same sign, or
  - (c) on another sign which compiles all municipal by-laws, the Highway Traffic Act and regulations and is located below the accessible parking sign
- the words:
- “Maximum fine \$5000
- For enforcement call 905-458-3424”.

#### **Towing from accessible parking spaces or access aisles**

- (13) Any officer may remove and impound any vehicle that is parked or left contrary to any of the provisions of this by-law. These actions shall be at the expense of the owner of the vehicle.”

#### **Existing Accessible Spaces Continued**

- (14) Nothing in this by-law shall prevent the maintenance and use of an accessible parking space that is not in compliance with Section 48 of this by-law after January 1, 2014, provided that it was lawfully constructed and continues to be maintained as it was constructed.

#### **NO PARKING**

49. Where signs to that effect are displayed, no person shall park a vehicle on any highway at the side and between the limits set out respectively in Columns 1, 2 and 3 of Schedule XIV of this by-law during the prohibited times or days set out in Column 4 of the said Schedule.

<sup>59</sup>49.1 The provisions of section 49 shall not apply to vehicles which clearly display a valid accessible parking permit.

#### **NO STOPPING**

50. Where signs to that effect are displayed, no person shall stop a vehicle on any highway at the side and between the limits set out respectively in Columns 1, 2 and 3 of Schedule XV of this by-law during the prohibited times or days set out in Column 4 of the said Schedule.