

THE CORPORATION OF THE TOWN OF OAKVILLE

BY-LAW NUMBER 2021-039

A by-law to amend Parking Administrative Penalties
By-law 2015-071, as amended

WHEREAS By-law 2015-071, as amended establishes a system of administrative penalties respecting the stopping, standing or parking of vehicles in the Town of Oakville;

WHEREAS it is desirable to amend By-law 2015-071;

COUNCIL ENACTS AS FOLLOWS:

1. By-law 2015-071 is hereby amended by deleting the word “monetary”:
 - (a) from the title of the By-law;
 - (b) from the second recital of the By-law;
 - (c) from the definition of “Administrative Penalty”; and
 - (d) from the short title of the By-law found in Section 10.
2. By-law 2015-071 is hereby amended by the addition of the following new recital number 5 as follows:

AND WHEREAS the *Statutory Powers and Procedure Act*, R.S.O. 1990, c. S.22 applies to all hearings held under this By-law;

3. The definition of “**Appear for Screening**” in Section 1 Definitions of By-law 2015-071 be deleted and replaced with the following:

“**Appear**” means to attend in-person or participate remotely by telephone, by videoconference at the time, place or telephone number scheduled for review or by email for a review by a Screening Officer. The format will be determined by the Director in consultation with the Legal Department;

4. The definition of “**Screening Decision**” of Section 1 Definitions of By-law 2015-071 be amended to read as follows:

“**Screening Decision**” means a decision or disposition made by a Screening Officer;

5. Section 7 Review by a Screening Officer of By-law 2015-071 be amended by the addition of the following new subsections 7(1.1) and 7(1.2):

7(1.1) Upon receipt of the request for review, the Screening Officer shall determine which format to be used for the review, including but not limited to in-person, over the telephone, by email, or remotely by videoconference.

7(1.2) The person requesting a review of the Administrative Penalty shall be notified:

- (a) that their request for a review has been received;
- (b) of the date and time of the review; and
- (c) of the way in which the review will be conducted according to subsection 7(1.1) of this By-law.

6. The title of Section 8 of By-law 2015-071 be amended to read “Review of Screening Decision by Hearing Officer” and the following new subsections 8(1.1) and 8(1.2) be added to Section 8:

8(1.1) Upon receipt of a request for review of the Screening Decision, the Director, in consultation with the Legal Department, shall determine the format to be used for the review, including but not limited to, in-person, over the telephone, or remotely by videoconference.

8(1.2) The person requesting a review of the Screening Decision shall be notified:

- (a) that their request for a review has been received;
- (b) of the date and time of the review; and
- (c) of the way in which the review will be conducted according to subsection 8(1.1) of this By-law.

7. All other provisions of By-law 2015-017 hereby remain in force and effect.

PASSED this 22nd day of February, 2021

MAYOR

CLERK