

The Corporation of the City of Thorold

By-law No. 017-2022

Being a by-law to amend By-law No. 148-2019, being a by-law to establish a system of administrative penalties.

Whereas the City of Thorold is authorized under the Municipal Act, 2001 to establish a system of administrative penalties for contraventions to municipal by-laws.

Now therefore, the Council of The Corporation of the City of Thorold enacts as follows:

1. That clause 4(7)(b) of By-law No. 148-2019 be amended to read:

(7)(b) Be given fifteen (15) Days to pay the Administrative Penalty and associated Administrative Fee(s).

2. That Section 5 of By-law No. 148-2019 be amended to read:

- (1) If a Person requests an in-person review before a Screening Officer, the Person shall be notified in writing of the date, time and place to appear for the review.

- (2) After considering a request to review referred to in clause 4(4)(b), a Screening Officer may decide to:

- (a) Affirm the Administrative Penalty;

- (b) Cancel the Administrative Penalty;

- (c) Reduce the Administrative Penalty; or

- (d) Extend the time for payment of the Administrative Penalty

where the Screening Officer is satisfied that doing so would maintain the general intent and purpose of the Designated By-law and that:

- (a) There is reason to doubt that the Person contravened the Designated By-law;

- (b) The Person took all reasonable steps to prevent the contravention; or

- (c) The cancellation, reduction or extension of time for payment is necessary to relieve undue financial hardship.

- (3) After considering a request for an extension of time referred to in clauses 4(4) (c) or (d), a Screening Officer may decide to:

- (a) Grant an extension of time to pay, if the Person demonstrates, on a balance of probabilities, the existence of extenuating circumstances that prevent the Person from making the payment in accordance with clause 4(4)(a);

- (b) Refuse an extension of time to pay;

- (c) Grant an extension of time to request a review, if the Person demonstrates, on a balance of probabilities, the existence of extenuating circumstances that prevented the Person from

requesting the review in accordance with clause 4(10)(b); or

(d) Refuse an extension of time to request a review.

(4) The Screening Officer may request such information from a Person as the Screening Officer considers relevant to a request to extend the time to pay or a request to extend the time to request a review.

(5) The Person whom requested a review before a Screening Officer shall be informed, in writing, of the Screening Officers decision.

(6) If a Person fails to attend at the date, time and place scheduled in accordance with sentence 5(1):

(a) A Screening Non-Appearance Fee shall be added to the Administrative Penalty;

(b) The Administrative Penalty and associated Administrative Fee(s) are payable on the date of the missed review; and

(c) The Administrative Penalty is not subject to any further review or appeal, including a review or appeal to any court.

3. That sentence 6 (13) of By-law No. 148-2019 be amended to read:

(13) The Person whom requested an appeal of the Screening Officer’s decision shall be informed, in writing, of the Hearing Officers decision.

4. That sentence 7(5) of By-law No. 148-2019 be amended to read:

(5) Where a non-parking related Administrative Penalty and Administrative Fee(s) respecting the Administrative Penalty are not paid within fifteen (15) Days after the date that they become due and payable, the Treasurer of the municipality may add the Administrative Penalty and Administrative Fee(s) to the tax roll for any property in the local municipality for which all of the owners are responsible for paying the Administrative Penalty and Administrative Fee(s), and collect it in the same manner as municipal taxes.

5. That Table 1 of Appendix “A” to By-law No. 148-2019 be amended to read:

TABLE 1: DESIGNATED BY-LAW NO. 109-2017 RESIDENTIAL RENTAL LICENSING BY-LAW		
BY-LAW REFERENCE	SHORT FORM WORDING	SET PENALTY
3.1.1.	No License – Carry on a Residential Rental Business	\$700
3.1.2.	No License – Permit a Person to carry on a Residential Rental Business	\$700
3.1.3.	No License – Collect Rent or permit Rent to be collected for a Rental Unit	\$700
3.1.4.	No License – Hold themselves out as being licensed to carry on a Residential Rental Business	\$700
3.2.	Fail to Comply with term or condition of License	\$700
3.4.	Provide false or misleading information to City	\$700

6. That Table 3 of Appendix “A” to By-law No. 148-2019 be amended to read:

TABLE 3: DESIGNATED BY-LAW NO. 150-2012 PARKING AND TRAFFIC BY-LAW		
BY-LAW REFERENCE	SHORT FORM WORDING	SET PENALTY
3.1.1.(1)	Stop or park facing the wrong way	\$30
3.1.1.(2)	Stop or park too far from edge of road	\$30
3.2.1.(1)	Stop or park facing the wrong way on the left side of a one-way highway	\$30
3.2.1.(3)	Stop or park too far from the left edge/curb of a one-way highway	\$30
3.3.1.	Stop or park not within designated space	\$30
3.4.1.	Stop or park on roadway side of other vehicle	\$100
3.5.1.	Stop or park on shoulder/boulevard	\$30
3.6.1.	Park large motor vehicle/truck in a residential zone	\$30
3.7.1.(1)	Stop on a sidewalk	\$50
3.7.1.(2)	Stop within an intersection	\$50
3.7.1.(3)	Stop adjacent to obstruction so as to impede traffic	\$100
3.7.1.(4)	Stop on/in or within 30m of bridge, structure, tunnel	\$30
3.7.1.(5)	Stop on or beside median	\$30
3.8.1.(1)	Stop within 30m of school crossing or crosswalk	\$50
3.8.1.(2)	Stop within 30m of railway crossing where prohibited by sign	\$50
3.8.1.(3)	Stop near school or playground where prohibited by sign	\$50
3.8.1.(4)	Stop within 15m of intersection where prohibited by sign	\$50
3.8.1.(5)	Stop within 60m of intersection controlled by traffic signal	\$30
3.11.1.	Stop where prohibited by sign	\$50
3.9.1.	Park on apron	\$30
3.9.1.(1)	Park within 10m of an intersection	\$30
3.9.1.(2)	Park within 3m of hydrant	\$100
3.9.1.(3)	Park on an inner/outer boulevard	\$30
3.9.1.(4)	Park on driveway too close to roadway	\$30
3.9.1.(5)	Park obstructing driveway	\$100
3.9.1.(6)	Park as to block vehicle	\$100
3.9.1.(7)	Park for sale/display	\$30
3.9.1.(8)	Park for servicing other than an emergency	\$50
3.9.1.(9)	Park for longer than 12 hours	\$30
3.9.1.(11)	Park without valid plates	\$30
3.10.1.(1)	Park near fire hall where prohibited	\$100
3.10.1.(2)	Park near intersection where prohibited by sign	\$50
3.10.1.(3)	Park near signalized intersection where prohibited by sign	\$50
3.10.1.(4)	Park near public building where prohibited by sign	\$50
3.10.1.(5)	Park near driveway where prohibited by sign	\$50
3.10.1.(6)	Park on narrow roadway where prohibited by sign	\$50
3.10.1.(7)	Park near crosswalk where prohibited by sign	\$50
3.10.1.(8)	Park as to interfere with a funeral procession where prohibited by sign	\$50
3.10.1.(9)	Park within 15m of the termination of a dead end of roadway where prohibited	\$30
3.12.1.	Park where prohibited by sign	\$50
3.13.1.	Park in a school bus loading zone	\$75
3.14.1.	Park exceeding time limit where prohibited by sign	\$30
3.14.2.	Repark where prohibited	\$30
3.15.1.	Park trailer/commercial vehicle where prohibited by sign	\$50
3.16.1.	Stop in loading zone	\$75
3.9.1.(10)	Park as to interfere with snow removal	\$100
4.4.1.(2)	Park at expired meter	\$30
4.5.2.	Park with expired ticket	\$30
4.5.2.	Park without ticket	\$30
4.5.6.	Park without permit	\$30
10.5.1.	Stop or park within bicycle lane	\$30

7. That Table 4 of Appendix “A” to By-law No. 148-2019 be amended to read:

TABLE 4: DESIGNATED BY-LAW NO. 131-2007 PRIVATE PROPERTY PARKING BY-LAW		
BY-LAW REFERENCE	SHORT FORM WORDING	SET PENALTY
3.1.	Park without a permit	\$30
4.1.(a)	Park display expired permit	\$30
4.1.(b)	Park no ticket	\$30
5.1.(a)	Stop/Stand/Park not within designated space	\$30
5.1.(b)	Park for longer than 12 hours	\$30
5.1.(c)	Park obstructing driveway/laneway	\$100
5.1.(d)	Park where prohibited	\$30
5.1.(e)	Stop on sidewalk	\$30
5.1.(f)	Stop where prohibited	\$30
5.1.(g)	Park over time limit	\$30

8. That Table 6 of Appendix “A” to By-law No. 146-2019 be amended to read:

TABLE 6: DESIGNATED BY-LAW NO. 146-2019 CLEAN YARDS BY-LAW		
BY-LAW REFERENCE	SHORT FORM WORDING	SET PENALTY
2.1.	Fail to keep vegetation clean and cleared up	\$300
2.1.	Fail to keep watercourse free of obstruction	\$300
2.2.	Fail to keep land free of standing water	\$300
2.3.	Littering without written authority	\$300
2.3.	Fail to keep land clean or clear free of posters	\$50
2.4.	Fail to keep land clear of waste	\$300
2.5.	Use of land for storing of inoperative vehicles and parts thereof	\$300

9. That Table 11 of Appendix “A” to By-law No. 148-2019 be amended to read:

TABLE 11: DESIGNATED BY-LAW NO. 28-2008 FENCE BY-LAW		
BY-LAW REFERENCE	SHORT FORM WORDING	SET PENALTY
2.1.5.	Erect or cause to be erected any fence, hedge or privacy screen in residential zone constructed of sheet metal or corrugated metal panel members	\$75
2.1.6.	Erect, cause to be erected or keep on any land a fence, hedge or privacy screen not in a good state of repair	\$75
2.2., 2.3. and 3.2.	Erect or cause to be erected a fence, hedge or privacy screen exceeding permitted height	\$150
2.4. and 3.5.	Erect or cause to be erected a fence or privacy screen within a sight triangle	\$200
2.6.	Erect or cause to be erected an electric fence	\$500
2.7.	Erect or cause to be erected or maintained a fence composed wholly or partially of barbed wire	\$300
2.8. and 3.6.	Erect, cause to be erected or maintained a fence or privacy screen composed wholly or partially of used tires	\$200
3.3.	Erect or cause to be erected a privacy screen in a front yard	\$150
3.4.	Erect or cause to be erected a privacy screen closer to lot line than permitted	\$150

10. That Table 12 of Appendix “A” to By-law No. 148-2019 be amended to read:

TABLE 12: DESIGNATED BY-LAW NO. 27-2008 POOL BY-LAW		
BY-LAW REFERENCE	SHORT FORM WORDING	SET PENALTY
2.1.1.	Erect outdoor swimming pool without obtaining a permit	\$500
1.4.3.	Failure to lock cover of private spa	\$150
4.4.1.	Failure to erect temporary enclosure	\$500
2.2.1.	Placement of water without approval	\$200
2.2.2.	Placement of water in seasonal outdoor swimming pool without approval	\$200
4.5.1.	Failure to maintain swimming pool enclosure in safe condition	\$200
4.3.1.	Failure to lock gate or entrance	\$150
3.3.2.	Discharge of outdoor swimming pool onto abutting properties	\$200
3.3.2.	Discharge of outdoor swimming pool or private spa onto City property	\$150
3.3.2.	Discharge of outdoor swimming pool or private spa into sanitary sewer	\$300

11. That Table 13 of Appendix “A” to By-law No. 148-2019 be amended to read:

TABLE 13: DESIGNATED BY-LAW NO. 147-2019 YARD PARKING BY-LAW		
BY-LAW REFERENCE	SHORT FORM WORDING	SET PENALTY
2.	Park, stand or stop in front or side yard	\$150
2.	Park, stand or stop on organic matter	\$150
2.	Permit parking, standing or stopping in front or side yard	\$150
2.	Permit parking, standing or stopping on organic matter	\$150

Read a first, second and third time and finally passed by Council this 15th day of February, 2022.

Terry Ugolini, Mayor

Joanne Hyde, City Clerk

Report Approval Details

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This report and all of its attachments were approved and signed as outlined below:

No Signature - Task assigned to Manoj Dilwaria was completed by workflow administrator Joanne Hyde

Manoj Dilwaria - Feb 9, 2022 - 8:41 AM