

BYLAW NUMBER 25M2017

**BEING A BYLAW OF THE CITY OF CALGARY
TO AMEND BYLAW 26M96,
THE CALGARY TRAFFIC BYLAW

WHEREAS Council has considered TT2017-0353 and considers it necessary to amend Bylaw 26M96, the Calgary Traffic Bylaw, to enable the Calgary Parking Authority to utilize the ParkPlus system to enforce parking restrictions in Residential Parking Zones;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF CALGARY ENACTS AS FOLLOWS:

1. Bylaw 26M96, the Calgary Traffic Bylaw, as amended, is hereby further amended.
2. Sections 20, 21, 22, 23, 24, 25 and 26 are deleted and replaced with the following:

“RESIDENTIAL PARKING ZONES - DEFINITIONS AND INTERPRETATION

20. (1) In sections 20 to 26.03:

(a) “Dwelling Unit”, “Single Detached Dwelling”, “Semi-detached Dwelling”, “Duplex Dwelling”, “Rowhouse Building” and “Townhouse” have the meaning as defined in the City of Calgary Land Use Bylaw 1P2007;

(b) “permit” means:

(i) a residential parking permit issued pursuant to section 22;

(ii) a visitor parking permit issued pursuant to section 24 or 25;

or

(iii) a special parking permit issued pursuant to section 26.01;

and

(c) a reference to “a street where parking is restricted” means a portion of a street on which a traffic control device indicates any of the following:

(i) No Parking Except By Permit;

(ii) 30 Minute Parking Except By Permit;

(iii) 1 Hour Parking Except By Permit;

(iv) 2 Hour Parking Except By Permit; or

- (v) 3 Hour Parking Except By Permit;

whether or not that restriction is in place at all times.

- (2) A permit may only be used in respect of a passenger automobile or truck-type vehicle that is registered as having a maximum weight of 4500 kg or less.
- (3) A permit must indicate the Residential Parking Zone to which it is applicable.
- (4) A permit expires on the last day of the twenty-fourth full month from the date of issue unless otherwise indicated on the permit.
- (5) Where a person resides in a Dwelling Unit on a parcel of land which is adjacent to a street which forms the perimeter of but is not contained in a Residential Parking Zone, the person is deemed to be residing in the zone directly opposite the land on which he or she resides except where the boundaries of the zone are described using a particular side or the centre line of the street in which case he or she shall not be considered as residing in that zone.
- (6) Any person who relies on a permit has the onus of proving that he or she was the holder of a valid and subsisting permit.

DESIGNATION OF RESIDENTIAL PARKING ZONES

- 21. The areas of the City identified in Schedule “K” are hereby established as Residential Parking Zones.

RESIDENTIAL PARKING PERMIT

- 22. (1) A person who:
 - (a) resides on a parcel of land located in a Residential Parking Zone, other than Zone AAA or YY, on a street where parking is restricted; and
 - (b) owns or operates a vehicle that is registered to the address at which the person resides;

may apply to the Calgary Parking Authority for a residential parking permit for that vehicle.

- (2) A person applying for a residential parking permit pursuant to subsection (1) must provide the following information to the Calgary Parking Authority:
 - (a) name;
 - (b) address;

- (c) proof of residence satisfactory to the Calgary Parking Authority; and
 - (d) a valid vehicle registration certificate issued by the Province of Alberta.
- (3) The Calgary Parking Authority, upon being satisfied that:
- (a) a person resides on a parcel of land in a Residential Parking Zone on a street where parking is restricted; and
 - (b) the person owns or operates a vehicle that is registered to the address at which the person resides;
- may issue a residential parking permit for that Residential Parking Zone for the vehicle owned or operated by that person.
- (4) The Calgary Parking Authority is authorized to issue residential parking permits per Dwelling Unit as follows:
- (a) 2 permits at no cost, and
 - (b) additional permits upon payment of a fee of \$100.00 per permit.
- (5) Despite subsections (1) and (3), the Calgary Parking Authority may issue a residential parking permit to a person that does not own or operate a vehicle registered to the address at which the person resides.
- (6) A residential parking permit issued pursuant to subsection (5) expires on the day indicated on the permit.

EXCEPTION TO PARKING RESTRICTIONS

23. (1) A vehicle for which a valid and subsisting residential parking permit has been issued may be parked on a street where parking is restricted despite that restriction.
- (2) The exception set out in subsection (1) only applies in the Residential Parking Zone for which the permit has been issued.

VISITOR PARKING PERMIT

24. (1) A person who:
- (a) owns, but does not reside in, a building containing one or more Dwelling Units; or
 - (b) resides in one of the following:
 - (i) Single Detached Dwelling;

- (ii) Semi-detached Dwelling;
- (iii) Duplex Dwelling;
- (iv) Rowhouse Building; or
- (v) Townhouse.

which is located on a parcel of land located in a Residential Parking Zone, other than Zone AAA or YY, on a street where parking is restricted may apply to the Calgary Parking Authority for a visitor parking permit.

- (2) A person applying for a visitor parking permit pursuant to subsection (1) must provide the following information to the Calgary Parking Authority:
 - (a) name;
 - (b) address; and
 - (c) proof of residence or ownership satisfactory to the Calgary Parking Authority;
- (3) The Calgary Parking Authority, upon being satisfied that a person owns a building or resides in a Dwelling Unit as set out in subsection (1), may issue a visitor parking permit for that Residential Parking Zone to that person.

RELIGIOUS INSTITUTIONS AND COMMUNITY ASSOCIATIONS

25. (1) The:

- (a) head of a religious institution; or
- (b) president of a community association;

located in a Residential Parking Zone on a street where parking is restricted may apply to the Calgary Parking Authority for a visitor parking permit.

- (2) The Calgary Parking Authority, upon being satisfied that a religious institution:
 - (a) is located in a building in a Residential Parking Zone on a street where parking is restricted; and
 - (b) has a street frontage of 15 metres or greater;

may issue a visitor parking permit for that Residential Parking Zone to the religious institution.

- (3) The Calgary Parking Authority, upon being satisfied that a community association is located in a building in a Residential Parking Zone on a street where parking is restricted may issue a visitor parking permit for that Residential Parking Zone to the community association.

ACTIVATION OF VISITOR PARKING PERMIT

26. (1) A person to whom a visitor parking permit has been issued may activate the visitor permit by notifying the Calgary Parking Authority of:
- (a) the licence number of the vehicle or vehicles in respect of which the visitor parking permit is to be activated; and
 - (b) the time period during which the visitor parking permit is to be activated.
- (2) A visitor parking permit may not be activated for more than 14 consecutive days.
- (3) Despite subsection (2), the Calgary Parking Authority may allow a visitor parking permit to be activated for a vehicle for more than 14 consecutive days upon the application of the visitor parking permit holder.
- (4) A visitor parking permit may not be activated for more than 2 vehicles at the same time.
- (5) Despite subsection (4):
- (a) a visitor parking permit issued to a person who owns, but does not reside in, a building containing one or more Dwelling Units may not be activated for more than 1 vehicle at any time;
 - (b) a visitor parking permit issued to a religious institution may not be activated for more than 3 vehicles, plus an additional vehicle for every 6.1 metres of frontage over 15 metres, at the same time;
 - (c) a visitor parking permit issued to a community association may not be activated for more than 5 vehicles at the same time.
- (6) A vehicle for which a valid and subsisting visitor parking permit has been activated may be parked on a street where parking is restricted despite that restriction.
- (7) The exception set out in subsection (6) is only applicable:
- (a) in the Residential Parking Zone for which the visitor parking permit has been issued; and
 - (b) within 150 metres of the building or Dwelling Unit for which the visitor parking permit has been issued.

- (8) A visitor parking permit must not be activated for a vehicle registered to the address in respect of which the visitor parking permit has been issued.

SPECIAL PARKING PERMIT – ZONES AAA and YY

- 26.01 (1) A person who resides in a Dwelling Unit which is located on a parcel of land in Zone AAA or YY on a street where parking is restricted may apply to the Calgary Parking Authority for a special parking permit.
- (2) A person applying for a special parking permit pursuant to subsection (1) must provide the following information to the Calgary Parking Authority:
 - (a) name;
 - (b) address; and
 - (c) proof of residence satisfactory to the Calgary Parking Authority.
- (3) The Calgary Parking Authority upon being satisfied that a person resides in a Dwelling Unit as set out in subsection (1), may issue a special parking permit for that Residential Parking Zone to that person.
- (4) The Calgary Parking Authority is authorized to issue a maximum of 1 special parking permit per Dwelling Unit upon payment of a fee of \$50.00 per permit.
- (5) A person to whom a special parking permit has been issued may activate the special parking permit by notifying the Calgary Parking Authority of:
 - (a) the licence number of the vehicle in respect of which the special parking permit is to be activated; and
 - (b) the time period during which the special parking permit is to be activated.
- (6) A special parking permit may only be activated for 1 vehicle at any time.
- (7) A vehicle for which a valid and subsisting special parking permit has been activated may be parked on a street where parking is restricted despite that restriction.
- (8) The exception set out in subsection (7) is only applicable in the Residential Parking Zone for which the special parking permit has been issued.

ENFORCEMENT

- 26.02. (1) A person to whom a permit has been issued must not sell, trade, rent or otherwise dispose of the permit for valuable consideration.

- (2) A person to whom a visitor parking permit has been issued must not use or allow the use of the permit except to accommodate parking by a person who is visiting the Dwelling Unit or building in respect of which the visitor parking permit has been issued.
- (3) A person to whom a special parking permit has been issued must not use or allow the use of the permit except:
 - (a) for a vehicle owned or operated by the permit holder; or
 - (b) to accommodate parking by a person who is visiting the Dwelling Unit in respect of which the special parking permit has been issued.
- (4) The Calgary Parking Authority may revoke a permit if the permit holder has contravened any of the parking permit provisions of this bylaw.

TRANSITIONAL

- 26.03. (1) A permit or sticker issued in respect of a Residential Parking Zone prior to August 1, 2017:
- (a) remains in effect until it expires on the date set out on the permit; and
 - (b) must be attached:
 - (i) to the inside of the left hand corner of the rear window of the vehicle in respect of which it is issued so as to be clearly visible from the outside through the left side of the rear window of the vehicle; or
 - (ii) to the inside rear view mirror support of the parked vehicle.
- (2) A vehicle to which a permit or sticker is attached in accordance with subsection (1)(b) may be parked on a street where parking is restricted despite that restriction.
- (3) The exception set out in subsection (2) is only applicable in the Residential Parking Zone for which the permit has been issued.”

3. Section 26.2 is deleted.

4. In **SCHEDULE “A”**, under the headings indicated, the following is deleted:

SECTION	OFFENCE	EARLY PAYMENT AMOUNT 1 (if paid within 10 days after the date of the offence)	EARLY PAYMENT AMOUNT 2 (if paid 10 to 30 days after the date of the offence)	SPECIFIED PENALTY
“20 to 23	Non-Compliance with Restrictions in Residential Zone			\$30.00
24	Failure to Display Parking Permit in Manner Required	\$40.00	\$50.00	\$75.00
26	Non-Compliance with Visitor Parking Permit Restrictions in a Residential Zone	\$40.00	\$50.00	\$75.00”

and replaced with:

SECTION	OFFENCE	EARLY PAYMENT AMOUNT 1 (if paid within 10 days after the date of the offence)	EARLY PAYMENT AMOUNT 2 (if paid 10 to 30 days after the date of the offence)	SPECIFIED PENALTY
“26.02(1)	Sell, Trade, or Rent Permit	\$40.00	\$50.00	\$75.00
26.02(2)	Use of Visitor Parking Permit for Unauthorized Purpose	\$40.00	\$50.00	\$75.00
26.02(3)	Use of Special Parking Permit for Unauthorized Purpose	\$40.00	\$50.00	\$75.00
26.03(b)	Failure to Display Parking Permit in Manner Required	\$40.00	\$50.00	\$75.00”

5. This bylaw comes into force on August 1, 2017.

READ A FIRST TIME THIS ___ DAY OF _____, 2017.

READ A SECOND TIME THIS ___ DAY OF _____, 2017.

READ A THIRD TIME THIS ___ DAY OF _____, 2017.

MAYOR
SIGNED THIS ___ DAY OF _____, 2017.

CITY CLERK
SIGNED THIS ___ DAY OF _____, 2017.

PROPOSED