

# PROPOSED

TT2021-0752  
ATTACHMENT 1

## BYLAW NUMBER 57M2021

### BEING A BYLAW OF THE CITY OF CALGARY TO AMEND BYLAW 4M81 THE CALGARY TRANSIT BYLAW

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**WHEREAS** Council has considered TT2021-0752 and considers it necessary to amend Bylaw 4M81, the Calgary Transit Bylaw;

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

1. Bylaw 4M81, the Calgary Transit Bylaw, as amended, is hereby further amended.
2. In section 2:
  - (a) the following is added after subsection 2(e) as subsection 2(e.01):

“(e.01) *“Intoxicant”* – means any substance, including but not limited to, alcohol or drugs where mental and/or physical control is diminished;”;

and
  - (b) the following is added after subsection 2(l) as subsection 2(l.01):

“(l.01) *“transit way”* means the portions of the MAX Bus Rapid Transit Route and infrastructure along the Max Bus Rapid Service Lines which are dedicated for Transit use. MAX Bus Rapid Transit lines are MAX Orange between Brentwood and Saddletowne, MAX Purple between East Hills and City Centre, MAX Teal between Westbrook and Douglas Glen, and MAX Yellow between City Centre and Woodpark;”.
3. In subsection 5(5), the words “along the 7<sup>th</sup> Avenue Transit Corridor” are deleted.
4. In section 14:
  - (a) in subsection 14(1), after the words “transit corridor,” the words “transit way” are added;
  - (b) subsection 14(2) is deleted and replaced with the following:

“(2) No person shall smoke or vape in any way, on, in or within 5 metres of a:

    - (a) Transit vehicle;
    - (b) Passenger shelter;

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- (c) Transit station;
  - (d) Transit way; or
  - (e) Transit platform.”;
- (c) in subsection 14(13), after the word “corridor” the words “or on the transit way” are added;
- (d) in subsection 14(14):
- (i) after the words “transit property,” the words “transit way” are added;
  - (ii) in subsection 14(14)(g) the word “or” is deleted;
  - (iii) in subsection 14(14)(h), the “.” is deleted and replaced with “; or”;
  - (iv) the following is added after subsection 14(14)(h) as subsection 14(14)(i):
    - “(i) e-bike, e-scooter or a similar e-transport vehicle.”
- (e) in subsection 14(15)(b) the word “Tricycle” is deleted and replaced with “Motorized Tricycle”;
- and
- (f) subsection 14(16) is deleted and replaced with the following:
- “(16) (a) No person shall remain in or upon any transit vehicle or transit property after having been requested by an Officer to depart.
- (b) No person shall remain in or upon any transit vehicle or transit property having being served a Transit Banning Notice by an Officer.
- (c) An Officer is authorized to issue a Transit Banning Notice to any person when he or she engages in behaviour or conduct which:
- (i) includes the commission of an offence;
  - (ii) poses a risk to the safety and security of the public, transit users or City employees;
  - (iii) causes damage to transit property or transit vehicles; or
  - (iv) interferes with or obstructs Calgary Transit’s ability to carry out the delivery of services to transit users and the public in a safe, efficient and effective manner.”.

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5. Subsection 14.1(k) is deleted.
6. After section 14.1 the following is added as section 14.01:  
“14.01 Bicycles and e-bikes shall only be permitted on Calgary Transit buses when they are placed in a bike rack.”.
7. The following are added after section 14.2 as sections 14.3, 14.4, 14.5, 14.6, 14.7 and 14.8:

## **“Disruptive Sound**

- 14.3 (1) A person must not operate any electronic device in a manner that produces sound that is audible to another person on a transit vehicle or on transit property.
- (2) For clarity, subsection (1) does not prohibit the listening to electronic devices by earphones or earbuds that do not create a disturbance or nuisance for other passengers on transit vehicles or in any transit property.
- (3) Subsection (1) does not apply to a person in possession of the consent in writing of the Director, Calgary Transit to use an external wired or wireless speaker.

## **Visible Capsaicin/Capsaicinoids**

- 14.4 No person shall visibly display a personal protection or self-defence spray containing irritants such as capsaicin and/or capsaicinoids on any transit vehicle or transit property.

## **Intoxicants**

- 14.5 A person must not use or consume an intoxicant on any transit vehicle or transit property.

## **Obstruction**

- 14.6 No person shall obstruct or interfere with a Peace Officer in the lawful performance of their duties.

## **Loitering**

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14.7 No person shall loiter on any transit vehicle or transit property.

### Ignition

14.8 No person shall burn, ignite, combust or apply a flame to anything on transit property, or transit vehicles, transit platform, transit stations.”.

8. In section 16.3:

- (a) in subsection 16.3(1), the words “section 9(1)” are deleted and replaced with “any section”;
- (b) in subsection 16.3(3), the words “section 9(1)” are deleted and replaced with “a section”;
- (c) in subsection 16.3(6), the words “section 9(1)” are deleted.

9. Schedule “A” is amended as follows:

### “SCHEDULE “A”

<b>Section</b>	<b>Offence</b>	<b>Early Payment Amount 1</b> (if paid within 15 days after the date of the offence)	<b>Early Payment Amount 2</b> (if paid 16 to 45 days after the date of the offence)	<b>SPECIFIED PENALTY</b>
“5(2)	Bring unsecured dog or unconfined animal aboard a transit vehicle	\$150.00	\$200.00	\$250.00
10	Sell, exchange, give away or receive a transfer, validated ticket or pass	\$150.00	\$200.00	\$250.00
11	Handle or operate any transit vehicle or transit equipment	\$500.00	\$700.00	\$900.00
11.1	Enter light rail transit corridor	\$200.00	\$275.00	\$350.00
12(1)	Ride on, stand on or hold any exterior portion of a transit vehicle	\$500.00	\$700.00	\$900.00
12(2)	Project part of body beyond edge of transit platform or transit vehicle	\$200.00	\$275.00	\$350.00

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13	Damage transit property	\$300.00	\$400.00	\$500.00
13.1	Interfere with operation of transit vehicle	\$500.00	\$700.00	\$900.00
13.2	Interference causing delay or safety concern	\$500.00	\$700.00	\$900.00
14(1)(a)	Expectorate, urinate or defecate on transit property	\$200.00	\$250.00	\$300.00
14(1)(b)	Fight on transit property	\$200.00	\$250.00	\$300.00
14(1)(c)	Interfere with comfort or convenience of transit user	\$200.00	\$250.00	\$300.00
14(1)(d)	Cause a safety concern to transit user	\$300.00	\$400.00	\$500.00
14(1.1)	Litter on transit property	\$200.00	\$350.00	\$500.00
14(7)	Carry firearm on transit property	\$300.00	\$400.00	\$500.00
14(16)	Refusal to leave transit property	\$300.00	\$400.00	\$500.00
14(16)(a)				
14(18)	Apply graffiti to transit property	\$500.00	\$700.00	\$900.00
14(21)	Bring container of flammable or explosive materials on transit vehicle	\$300.00	\$400.00	\$500.00
14-all other subsections		\$150.00	\$200.00	\$250.00
14.1	Bring bike onto light rail transit vehicle when prohibited	\$150.00	\$200.00	\$250.00
14.4	Disruptive Sound	\$150.00	\$200.00	\$250.00
14.5	Visible Capsaicin/Capsaicinoids	\$150.00	\$200.00	\$250.00
14.6	Intoxicants	\$150.00	\$200.00	\$250.00
14.7	Obstruction	\$150.00	\$200.00	\$250.00
14.8	Loitering	\$150.00	\$200.00	\$250.00
15	Remove any lost article from transit vehicle or transit property	\$150.00	\$200.00	\$250.00

10. This bylaw comes into force on the day it is passed.

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READ A FIRST TIME ON \_\_\_\_\_

READ A SECOND TIME ON \_\_\_\_\_

READ A THIRD TIME ON \_\_\_\_\_

\_\_\_\_\_  
MAYOR

SIGNED ON \_\_\_\_\_

\_\_\_\_\_  
CITY CLERK

SIGNED ON \_\_\_\_\_