

THE CORPORATION OF THE TOWN OF GRIMSBY

BY-LAW NO. 25-24

BEING A BY-LAW TO REGULATE THE PARKING OF VEHICLES ON LANDS
WHICH ARE NOT HIGHWAYS

Whereas Section 100, of the *Municipal Act, 2001*, provides that a local municipality may, in respect of land not owned or occupied by the municipality that is used as a parking lot, regulate or prohibit the parking or leaving of motor vehicles on that land without the consent of the owner of the land or regulate or prohibit traffic on that land if a sign is erected at each entrance to the land clearly indicating the regulation or prohibition;

And whereas Subsection 100.1(1) of the *Municipal Act, 2001*, provides that a local municipality may, in respect of land not owned or occupied by the municipality, which is not a parking lot, regulate or prohibit the parking or leaving of motor vehicles without the consent of the owner of the land;

And whereas Subsection 101(1) of the *Municipal Act, 2001*, provides that if a municipality passes a by-law regulating or prohibiting the parking or leaving of a motor vehicle on land, it may provide for the removal and impounding or restraining and immobilizing of any vehicle, at the vehicle owner's expense, parked or left in contravention of the by-law and section 170 (15) of the *Highway Traffic Act, R.S.O. 1990, c. H.8*, as amended, applies with the necessary modifications to the by-law;

And whereas Subsection 101(2) of the *Municipal Act, 2001*, provides that a municipality may enter on land at reasonable times for the purposes described in Section 101(1);

And whereas Subsection 101(3) of the *Municipal Act, 2001*, provides that, if signs are erected on land specifying conditions on which a motor vehicle may be parked or left on the land or regulating or prohibiting the parking or leaving of a motor vehicle on the land, a motor vehicle parked or left on the land contrary to the condition or prohibition shall be deemed to have been parked or left without consent;

And whereas Section 102.1 of the *Municipal Act, 2001*, provides that if a municipality may require a person to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with any by-law respecting the parking, standing or stopping of vehicles;

And whereas The Corporation of the Town of Grimsby has established a system of administrative penalties in accordance with section 102.1 of the *Municipal Act, 2001* and the regulation;

And whereas the Highway Traffic Act section 30 provides the restriction and penalties for Electric Vehicles and Electric Vehicle Charging Stations;

And whereas the Council of the Corporation of the Town of Grimsby deems it necessary and desirable to enact this By-law;

Now therefore the Council of the Corporation of the Town of Grimsby hereby enacts as follows:

1.0 SHORT TITLE

1.1 This by-law may be known as the "Private Property Parking By-law".

2.0 DEFINITIONS

"**Council**" means the Council of the Town of Grimsby;

"**Electric Vehicle**" has the same meaning as in the *Highway Traffic Act*.

"**Electric Vehicle Charging Station**" has the same meaning as in the *Highway Traffic Act*.

"**Emergency Service Vehicle**" means an ambulance, fire truck or other fire department vehicle, a police vehicle or a vehicle of the Ontario Ministry of Transportation.

"**Highway**" has the same meaning as in the *Highway Traffic Act*.

"**Highway Traffic Act**" means the *Highway Traffic Act, R.S.O. 1990, c.H8*, as amended;

"**Motor Vehicle**" has the same meaning as in the *Highway Traffic Act*;

"**Officer**" means a police officer, constable, municipal law enforcement/ by-law enforcement officer, or any other person appointed for enforcing or carrying out the provisions of this by-law;

"**Park**" means the Standing of a Motor Vehicle, whether it is occupied or not, except Standing temporarily for the purpose of and while actually engaged in loading or unloading merchandise, passengers and the terms "**Parked**" and "**Parking**" have corresponding meanings;

"**Parking Lot**" means the parking facilities established on Town or private property described in Schedule "A" hereto;

"**Parking Space**" means an area of Town Property or Private Property set aside for the temporary Parking of one (1) Motor Vehicle and normally designated by lines or other suitable markings painted or marked on the land surface;

"**Parking Permit**" means a permit issued by the owner or occupant of the property which may indicate:

- a) The permit number;
- b) The expiry date;
- c) The designated parking lot or spaces

"**Parking Ticket Dispenser**" means a device which shows the amount deposited and the time paid for, a ticket button that when pressed will dispense a parking ticket which shall indicate thereon the location, amount paid, and valid time purchased;

"**Person**" means an individual, corporation, partnership or association.

"**Private Property**" means a lot, parcel or otherwise designated piece of land that is privately owned and in which the owner provides in writing,

legal authorization for the Town to exercise parking enforcement on the aforementioned lands as published in Schedule "A" of this By-law.

"Repair and Storage Liens Act" means the *Repair and Storage Liens Act, R.S.O. 1990, c.25*;

"Stand" or "Standing" means when prohibited, the halting of a vehicle, whether occupied or not, except for the purpose of and while actually engaged in receiving or discharging passengers;

"Stop" or "Stopping" means when prohibited, the halting of a vehicle, even momentarily whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions from an Officer or of a traffic control sign or device;

"Town" means the Corporation of the Town of Grimsby;

"Town Property" means any land or property owned or occupied by the Town other than a highway;

"Vehicle" means a Motor Vehicle.

3.0 **APPLICATION**

3.1 This by-law shall apply to Town Property and the Private Property described in Schedule "A" hereto.

3.2 No person shall Park or leave any Vehicle on Town Property, or the Private Property described in Schedule "A" hereto without the consent of the owner or occupant thereof.

3.3 Vehicles operated by or on behalf of the Town, Regional Municipality of Niagara, Provincial/Federal government or any other emergency Vehicle is exempt from this by-law while on official business.

4.0 **PERMIT PARKING**

4.1 Where permit Parking is permitted on any lands or premise under the authority of this by-law, no person shall Park a vehicle or permit a vehicle to remain Parked unless a valid Parking Permit is displayed and is placed inside the windshield of the Vehicle in a position so that the writing and markings on the permit shall face outward so as to be easily seen from outside of the Vehicle.

4.2 When signs restricting Parking are on display, no person shall leave a Vehicle in a restricted area without the consent of the property owner or occupant of the Parking Lot in which the Vehicle is left.

5.0 **METERED PARKING**

5.1 Where a Parking Ticket Dispenser has been erected in a Parking Lot on Town Property or Private Property indicated in Schedule "A" of this by-law:

5.1.1 No person shall Park a Vehicle or permit a Vehicle to remain Parked in such Parking Lot for a period longer than the times and days indicated on the Parking

Ticket Dispensing machine or signs within the Parking Lot.

5.1.2 No person shall Park a Vehicle or permit a Vehicle to remain Parked in such Parking Lot for a period longer than the time and day indicated on the ticket issued by the Ticket Dispensing machine.

5.1.3 No person shall Park a Vehicle or permit a Vehicle to remain Parked in such Parking Lot without a ticket issued by the Ticket Dispensing machine, and displayed and placed inside the windshield of the Vehicle in a position so that the writing and markings on the ticket shall face outward so as to be easily seen from outside of the vehicle.

5.2 No person shall Park a Vehicle or permit a Vehicle to remain Parked in a Parking Lot if the Parking Ticket Dispenser displays "Lot Closed" or other wording that would indicate the closure of that Parking Lot.

6.0 GENERAL PARKING REGULATIONS

6.1 Individual Parking spaces to be occupied by the Vehicles using the Parking Lot shall be designated by such lines or marking on the curb, ground, or pavement as may be determined from time to time by the owner or occupant.

6.2 Where properly worded signs have been erected and are on display, no person shall:

- 6.2.1** Park a Vehicle in a reserved space;
- 6.2.2** Stop any Vehicle in a loading zone except for the purpose and while actually engaged in loading or unloading freight or merchandise;
- 6.2.3** Park a Vehicle in a prohibited area
- 6.2.4** Stand a Vehicle in a bus stop;
- 6.2.5** Stop Vehicle in prohibited area;
- 6.2.6** Park exceeding time limit;
- 6.2.7** Park a non-Electric Vehicle within an Electric Vehicle Charging Station space.

6.3 No person shall:

- 6.3.1** Stop/Stand/Park a Vehicle within three metres (3M) of a fire hydrant;
- 6.3.2** Park a Vehicle on a boulevard or any other grass or cultivated area;
- 6.3.3** Stop/Stand/Park a Vehicle facing against the direction of traffic;
- 6.3.4** Stop/Stand/Park a Vehicle in such a manner as to impede traffic;
- 6.3.5** Stop/Stand/Park in such a manner as to obstruct or prevent the removal of a previously Parked Vehicle;
- 6.3.6** Stop Vehicle on or partially over sidewalk;
- 6.3.7** Stop/Stand/Park as to obstruct a Vehicle from the use of a driveway or laneway;
- 6.3.8** Stop/Stand/Park within a intersection or crosswalk;
- 6.3.9** Stop/Stand/Park a commercial/oversized Vehicle without consent from the owner or occupant;

- 6.3.10 Stop/Stand/Park a Vehicle outside of the designated space as indicated by lines or other pavement markings;
- 6.3.11 Park a Vehicle without valid plate or with plate whole or partially obstructed.
- 6.3.12 Park for sale/display without consent from the owner or occupant.
- 6.3.13 Park for longer than 24 hours at one time without consent of the owner or occupant.
- 6.3.14 Park to interfere with pavement cleaning and/or the removal snow or ice.

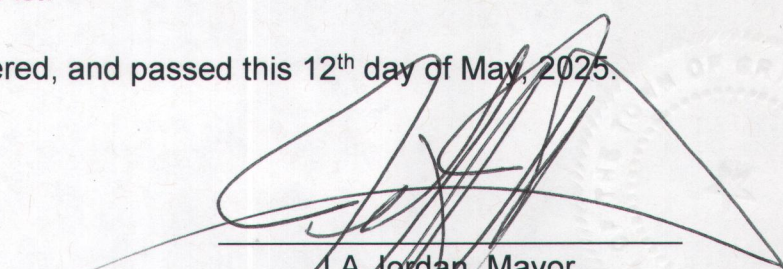
7.0 OFFENCES AND PENALTIES

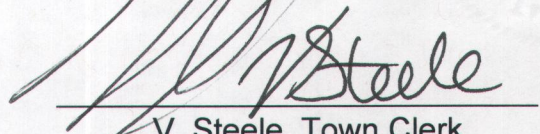
- 7.1 Every person who contravenes any of the provisions of this by-law is guilty of an offence and upon conviction is liable to a fine under the *Provincial Offences Act, R.S.O 1990, c.P.33*, as amended.
- 7.2 Set fines for contraventions of this by-law shall be in accordance with the Town of Grimsby Parking and Administrative By-law No. 16-82, Schedule "B" and the administrative penalty system under the Town of Grimsby Parking and Administrative By-law No. 16-82.
- 7.3 Notwithstanding any other provision of this by-law, the driver of a Motor Vehicle not being the owner is liable to any penalty provided under this by-law, and the owner of the Motor Vehicle is also liable to such penalty, unless at the time of the offence, the Motor Vehicle was in possession of a person other than the owner without the owners consent.

8.0 ADMINISTRATION AND ENFORCEMENT

- 8.1 This by-law shall be enforced by a police Officer, constable, municipal law enforcement/by-law enforcement Officer, or any other person appointed for enforcing or carrying out the provisions of this by-law.
- 8.2 A police Officer, constable, municipal law enforcement/by-law enforcement Officer, or any other person appointed for enforcing or carrying out the provisions of this by-law, upon discovery of any Vehicle Stopped, Standing, or Parked in contravention of this by-law, of any Vehicle without number plates, Parked in a Parking Lot, may cause such Vehicle to be moved or taken to and placed or stored in a suitable place. All costs and charges for removing, care, and storage thereof are payable by the Vehicle owner. If any are a lien upon such a Vehicle may be enforced in the manner provided by the *Repair and Storage Liens Act*.

Read a first time, considered, and passed this 12th day of May, 2025.


J.A. Jordan, Mayor


V. Steele, Town Clerk

SCHEDULE "A"

1.0 DESIGNATED PROPERTIES

- 1.1 Properties may be added as a designated property by submitting a completed private property authorization form and paying the designated administrative fees contained within the form.
- 1.2 The Clerk of the municipality has the designated authority to alter by adding or removing properties from the designated properties list.

ITEM	PROPERTY ADDRESS	NAME OF PROPERTY
1.		
2.		

SCHEDULE “B”

1.0 SIGNAGE REQUIREMENTS

- 1.1** The Town of Grimsby will inspect the property to ensure that sufficient signage has been erected to meet the requirements within this by-law.
- 1.2** If signage is insufficient, the Town may require signs to be altered, removed, or repositioned to ensure effectiveness in enforcement. The Town may require a property owner to purchase new signs from the Town of Grimsby to continue with enforcement of this by-law. Erection of these signs is the responsibility of the owner, agent, or applicant.
- 1.3** If a property is required to purchase signs from the Town, the Town will provide the owners and/or agent/applicant with the Ontario Traffic Manual, Appendix A – Illustrated sign and sign display index.

<https://otc.org/wp-content/uploads/2023/01/Ontario-Traffic-Manual-Book-1A-Illustrated-Sign-and-Signal-Display-Index-Jul-2001.pdf>

SCHEDULE "C"

1.0 ADMINISTRATIVE MONETARY PENALTIES

COLUMN 1 Designated Provision	COLUMN 2 Short Form Wording	COLUMN 3 Administrative Penalty
3.2	Park on property without consent	\$50
4.2	Park without displaying valid permit	\$30
5.1.1	Park exceeding limit	\$30
5.1.2	Park exceeding metered time limit	\$25
5.1.3	Park without valid meter slip	\$30
5.2	Park in a closed lot	\$40
6.2.1	Park in a reserved space	\$30
6.2.2	Stop in a loading zone	\$50
6.2.3	Park in prohibited area	\$30
6.2.4	Stand in bus stop	\$40
6.2.5	Stop in prohibited area	\$50
6.2.6	Park over time limit	\$30
6.2.7	Park in electric vehicle spot	\$30
6.3.1	Stop/stand/park within 3M of fire hydrant	\$75
6.3.2	Park on boulevard	\$50
6.3.3	Stop/stand/park facing wrong way	\$30
6.3.4	Stop/stand/park impeding traffic	\$50
6.3.5	Double parking	\$40
6.3.6	Stop on sidewalk	\$50
6.3.7	Stop/stand/park obstructing driveway/laneway	\$50
6.3.8	Stop/stand/park within intersection/crosswalk	\$50
6.3.9	Stop/stand/park commercial or oversized vehicle	\$75
6.3.10	Stop/stand/park not within designated space	\$30
6.3.11	Park without/obstructed plate	\$30
6.3.12	Park for sale/displayed	\$30
6.3.13	Park for longer than 24 hours	\$40
6.3.14	Park to interfere with snow removal/pavement cleaning	\$75

SCHEDULE "D"

1.0 PRIVATE PROPERTY BY-LAW AUTHROIZATIUN FORM



TOWN OF
GRIMSBY

Municipal Law Enforcement
160 Livingston Avenue
Grimsby, ON L3M 0J5
Phone: 905-945-9634
Email: mle@grimsby.ca

Private Parking By-law Authorization

About the program

The Town of Grimsby provides parking enforcement for private properties. The vehicles within your property would be subject to the rules and regulations found within the Private Property Parking By-law No. 25-24.

Municipal Law Enforcement strive to provide education to offending vehicles but may be required to issue penalty notices. The back of the penalty notice outlines the process to pay the fine or to file a dispute.

Service is generally on a complaint basis and requires the agent or owner to contact the Town prior to action being taken. The Town will provide a reactive response during hours of service. Proactive enforcement may be provided based on the property concerns and needs as assed by the Municipal Law Enforcement Officer.

The Town of Grimsby may enter into private property for enforcement of fire routes and accessible spaces without the need to complete this form.

This current program is beginning on June 1st 2025, and will involve a select number of private properties until December 31st, 2026. The program will be reviewed at that time to ensure the effectiveness of the program.

Below are the steps to have your property added to our list of enforcement sites.

1. Complete and submit the Private Property By-law Authorization form along with the following:
 - a one-time non-refundable administrative fee payment of \$189.00
 - a site plan outlining current signage and/or any proof any proposed signage on the property.
 - If applicable, any current permits required for vehicles in specific places.
The permit would require to state the following:
 - i. the permit number;
 - ii. the expiry date;
 - iii. the designated parking lot or spaces.
 - If applicable, a picture of the parking machine along a valid parking meter slip. The parking meter slip would require to state the following:
 - i. location it is valid
 - ii. amount paid
 - iii. amount of time purchased
2. Municipal Law Enforcement will review the form and find out if any concerns are found or require more information about your application.
3. Municipal Law Enforcement will reach out to schedule a site inspection to ensure that proper signage is erected, and all standards of Private Property Parking By-

law are met. This inspection will be scheduled only after your application and fee is received.

4. Municipal Law Enforcement will meet with the agent and/or owner to discuss expectations and answer any possible questions. A property owner may designate an agent by completing the agent/applicant part of the form below.
5. Municipal Law Enforcement will provide the Town Clerk with the complete submission to add your property to schedule "A". Once completed, the agent and/or owner will be notified and provided a start date.

This entire process is expected to take approximately 30 days.

6. Enforcement of the Private Property Parking By-law begins.

Address that requires parking enforcement: _____

Agent/Applicant	
Name, and relationship to owner:	
Province:	City/Town
Postal Code:	Street Address:
Phone:	Email:
<ul style="list-style-type: none"> • If the property is a condominium property, accepted proof of agent/applicant would be a resolution from the board along with a letter on letter head signed by the President. • I, as the agent/applicant have read and understood the Private Property Parking By-law authorization form and Private Property Parking By-law. • I, understand that the Town of Grimsby is not liable for matters occurring on private property and takes full responsibility for any liability that occurs on private property. • I, confirm all the information is correct and true. 	
Signature:	Date:

Property Owner (Required if the agent/applicant is NOT the property owner or if the property owner wishes to designate another individual as the agent)		
Name:	City/Town:	Province:
Postal Code:	Street Address:	
Phone:	Email:	

- I, as the property owner have read and understood the Private Property Parking By-law authorization form and Private Property Parking By-law.
- I, understand that the Town of Grimsby is not liable for matters occurring on private property and takes full responsibility for any liability that occurs on private property.
- I, authorize the agent/applicant to act on behalf of the property owner and consent to the Town of Grimsby entering the property for enforcing the Private Property Parking By-law.
- I, confirm all the information is correct and true.

Signature:	Date:
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A property owner, agent, or applicant may end enforcement of the Private Property Parking By-law at anytime, in writing, with appropriate approvals (i.e. letter from Condo Board)