

**CITY OF CORNER BROOK METERED
PARKING REGULATIONS 2019**

PURSUANT to the powers vested in it under Sections 197, 188, 203, 438, & 439 of the *City of Corner Brook Act*, R.S.N.L. 1990, c. C-15, as amended, Section 189 of the *Highway Traffic Act*, R.S.N.L. 1990, c. H-3, as amended, (a) delegation(s) of power by the Minister of Transportation and Works dated February 8, 2010, and all other powers it enabling, the Corner Brook City Council, in a session convened on the **16th day of September, 2019**, hereby passes and enacts the following regulations.

1. These Regulations may be cited as the *City of Corner Brook Metered Parking Regulations 2019*.

2. **Definitions**

In these Regulations:

- (a) "Accessible Parking Regulations" means Newfoundland and Labrador Regulation 24119 enacted under the *Highway Traffic Act RSNL 1990 Ch. H-3* with all amendments thereto and any similar or successor legislation;
- (b) "Accessible parking space" means a parking space, including access aisles, that is intended to be reserved for persons with a mobility challenge as defined by the *Accessible Parking Regulations* under the *Highway Traffic Act* or any similar or successor legislation and is
 - i. designated by a RB-71 sign of any dimension or color from the Manual of Uniform Traffic Control Devices for Canada published by the Transportation Association of Canada;
 - ii. designated by a uniform traffic control sign of any dimension or color from the Canada Standards Association standard CSA B651
 - iii. designated by a sign of any dimension or color bearing a symbol of a figure in a wheelchair;
 - iv. bearing a symbol of a figure in a wheelchair, or
 - v. painted blue in whole or in part
- (c) "City" means the City of Corner Brook;

- (d) "Council" means Corner Brook City Council;
- (e) "Director" means the Director of Public Works or the Director of Protective Services;
- (f) "Highway Traffic Act" means the *Highway Traffic Act RSNL 1990 Ch. H-3* of the Province of Newfoundland and Labrador with all amendments thereto and any similar or successor legislation;
- (g) "Metered parking space" means any area or portion of any highway, street, parking lot, or lands that are owned by, vested in, or leased by the City or Council and marked out pursuant to this Regulation for the accommodation of a vehicle and adjacent to which a parking meter has been installed and or signage is installed to indicating the purchase of parking by way of a mobile parking app;
- (h) "Owner" means:
 - i. the person who holds the legal title to a vehicle; or
 - ii. in the case of a vehicle that is registered under section 10 of the *Highway Traffic Act* as amended, the person in whose name it is registered.
- (i) "Park" or "parking" means to permit a vehicle, whether occupied or not, to stand otherwise than temporarily for the immediate purpose of and while actually engaged in loading or unloading goods or taking up or setting down passengers or in obedience to traffic regulations or traffic signs or the directions of a traffic officer;
- (j) "Parking App" means a computer program designed to run on a mobile device such as cellular telephone or tablet and is used to purchase parking time for a Metered Parking Space.
- (k) "Parking Meter" means a device which indicates on it the length of time during which a vehicle may be parked and which has as part of it a receptacle for receiving and storing coins and a slot or place in which such coins may be deposited, or a mechanism for accepting another form of payment, a timing mechanism to indicate the passage of the interval of time during which the parking is

permissible and which displays a signal when that interval of time has elapsed; and

- (l) "Vehicle" means a device in, upon or by which a person or thing may be transported or drawn upon a highway.

3. Designation of Parking Spaces

The Director is authorized to create and cause to be marked out by suitable lines or markings, separate parking meter spaces, adapted for the parking and accommodation of a vehicle, on the highways or streets in the City and the parking lots or lands that are owned by, vested in, or leased by the City or Council and to cause to be installed adjacent to each such parking meter space a parking meter of a type approved by Council.

4. Paying for Metered Parking

- (a) No person shall park any vehicle in any metered parking space between the hours of 8:00 a.m. and 6:00 p.m. on Monday through Friday of every week, excluding statutory holidays or other provincial holidays proclaimed by the Lieutenant-Governor in Council unless the driver or operator of such vehicle complies with subsection (b) of this section.
- (b) Immediately after parking a vehicle in a metered parking space, the driver or operator of the vehicle shall deposit in the parking meter adjacent to such metered parking space a coin or coins as indicated on such parking meter, or make payment by way of the mobile parking app, for the period of time or part thereof at the rate prescribed in Schedule A during which such vehicle is to be parked in such parking meter space. Upon compliance with such requirements, such person shall be entitled to use such metered parking space for parking purposes for the interval of time indicated by the Meter display, or as indicated by the mobile parking app.
- (c) The provisions of this section shall not apply on any day or part of a day resolved by Council as being a day or part of a day on which the provisions of this section are not to apply.

5. Parking Spaces for Mobility Impaired Persons

- (a) The Director is authorized to create and cause to be marked out by suitable lines or markings, separate accessible parking spaces, adapted for the parking and accommodation of a vehicle, on the highways or streets in the City and the parking lots or lands that are owned by, vested in, or leased by the City or Council and to cause to be installed adjacent to each such accessible parking space a parking meter of a type approved by Council.
- (b) No person other than a mobility impaired person holding a valid permit issued under the *Highway Traffic Act Accessible Parking Regulations* governing parking for mobility impaired persons as amended shall park in an accessible parking space.
- (c) All provisions of these Regulations, including but not limited to the payment of parking meter rates as outlined in Section 4 hereof, shall apply to persons parking in an accessible parking space.

6. Metered Parking Spaces

- (a) No person shall allow a vehicle to remain parked in any metered parking space for a period longer than that for which payment has been made in the parking meter adjacent to such metered parking space or designated zone using the mobile parking app.
- (b) Unless the parking has been paid for by using the mobile parking app, no person shall permit a vehicle to remain in a parking meter space while the display of the adjacent parking meter shows no time remaining, either flashing the number zero or some other indication that no parking time remains, or if it displays the words "violation" or "expired".
- (c) It shall be unlawful for the owner or operator to park or cause to permit to be parked in any metered parking space any motor vehicle forming part of the stock-in-trade of any person who is a dealer in motor vehicles.
- (d) No person shall park a vehicle in a metered parking space unless the front or rear end of such vehicle as appropriate is alongside or as close as is practicable to the parking meter provided for such parking meter space, except in the case of commercial vehicles loading or unloading.

- (e) No person shall park any vehicle in such a manner that it is not wholly within an area designated or marked under these Regulations as a parking meter space and, if a vehicle is of such length as to prevent it from being parked within one metered parking space, then the person parking such vehicle shall make the necessary deposit of coins as required by these Regulations in the parking meter for each of the adjoining metered parking spaces occupied in whole or in part by such vehicle as if such person had parked two vehicles in such adjoining parking meter spaces.

7. Hooded Parking Meters

No person shall park a vehicle or permit a vehicle to remain parked in a metered parking space if the parking meter has been covered with a parking meter hood.

8. Exemptions

Any parking meter space may be used without any charge or payment:

- (a) By vehicles licensed as taxicabs under the City of Corner Brook Taxi Regulation when taking on or discharging passengers provided that no such vehicle shall remain in a metered parking space for a period in excess of three minutes without complying with the provisions of Section 4 of this Regulation;
- (b) By vehicles of any department of the City while such vehicles or the operators thereof are engaged in the services of the City;
- (c) Emergency vehicles including ambulances, doctors and clergy in the discharge of their duties; and
- (d) By a vehicle displaying a permit granted by the Director allowing a person to park without payment pursuant to section 9 of these Regulations.

9. Parking for City Business

The Director may grant a permit to park without payment to any person regularly engaged in performing duties on behalf of the City or for the betterment of the City, upon such terms and conditions as the Director

deems appropriate provided such terms shall include that the permit may not be used by a person other than the one to whom it is granted.

10. Currency

Coins used for deposit in parking meters shall be coins of Canada or the United States of America in denominations as indicated on the parking meter, and no person shall deposit or cause to be deposited in any parking meter any slug, device or other substitute for any such coin. The currency of the mobile parking app shall be Canadian dollars.

11. Liability of Owner

The owner of a vehicle shall incur the penalties provided for any violation of these Regulations with respect to any vehicle owned by such person unless at the time of such violation the vehicle was in the possession of some person other than the owner, without the consent of the owner. The burden of proving that the vehicle was in the possession of some person other than the owner without the owner's consent shall be on the owner.

12. Vehicle Subject to Removal

In addition to any other penalties provided by these Regulations, upon discovery of any vehicle parked, stopped or standing on any highway in contravention of any provision of these Regulations, a municipal enforcement officer or an officer appointed for the carrying out of the provisions of the *Highway Traffic Act* may cause such vehicle to be moved or taken to and placed or stored in a suitable place and all costs and charges for the removing, care and storage thereof, shall constitute a lien upon such vehicle.

13. Defacing or Tampering

No person shall deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter or any part thereof installed under the provisions of these Regulations.

14. Conflicting Legislation

Nothing in these Regulations shall excuse any person from compliance with any provision of the *City of Corner Brook Traffic Regulation*, the *Highway Traffic Act*, Accessible Parking Regulations, or of any other Regulations which is not inconsistent herewith.

15. Penalties

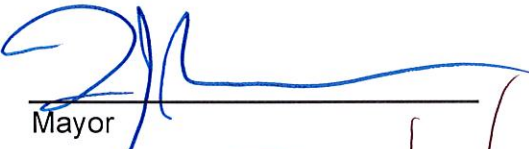
Where any person contravenes any of the provisions of these Regulations such person is guilty of an offence and liable on summary conviction to a fine or to a period of imprisonment or both in accordance with s. 438 of the City of Corner Brook Act;

Or to a fine in the amount of the Fees and penalties prescribed in "Schedule A" of these regulations.

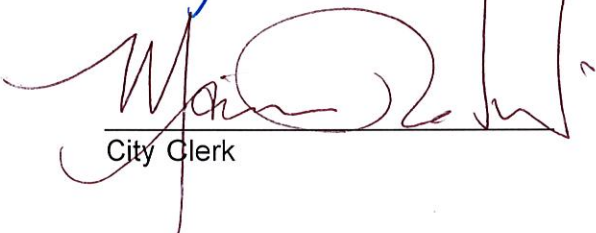
16. Repeal

Metered Parking Regulations 2019 shall come into force as of the date enacted by Council and The City of Corner Brook Parking Meter Regulations 2008 and all amendments thereto are hereby repealed upon the coming into force of these Regulations.

IN WITNESS WHEREOF these regulations are sealed with the Common Seal of the City of Corner Brook and subscribed by and on behalf of the Council by the Mayor and City Clerk at Corner Brook, in the Province of Newfoundland and Labrador, this 16th day of September, 2019.



Mayor



City Clerk

Published in the Western Star – September 4, 2019

First Reading – August 26, 2019

Second Reading – September 16, 2019

SCHEDULE A | Fees and Penalties

SECTION	FEE DESCRIPTION	FEE AMOUNT
4. (b)	Rate for parking in a metered parking space	\$1.00 per hour

SECTION	PENALTY DESCRIPTION	PENALTY AMOUNT
6. (a) & (b)	Parking in a metered parking space while time on meter is expired.	\$25.00
	If above penalty is not paid at City Hall 24 hours before the default conviction date.	\$35.00
6. (c)	Dealer Stock-in-Trade parking	\$100.00
6. (d)	Not parked in close proximity to meter	\$25.00
6. (e)	Not parked within designated parking space	\$25.00
7.	Parking in space with a hooded parking meter	\$100.00
All other penalties shall reference the province of Newfoundland and Labrador Highway Traffic Act, the Accessible Parking Regulations, and the City of Corner Brook Traffic Regulations.		