

CITY OF HAMILTON

BY-LAW NO. 17-

Being a By-law to Establish a System of Administrative Penalties, Repealing and Replacing By-law No. 15-138

WHEREAS the City of Hamilton is authorized under the *Municipal Act, 2001* to establish a system of administrative penalties for contraventions of City of Hamilton by-laws;

AND WHEREAS the *Municipal Act, 2001* further authorizes the City of Hamilton, amongst other things, to delegate its authority and to impose fees or charges;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

Definitions

1. In this By-law:

“administrative penalty” includes any administrative fee that has been added to an administrative penalty;

“City” means the geographical area of the City of Hamilton or the municipal corporation as the context requires;

“Designated By-law” means a by-law or part of a by-law listed in Schedule A to this By-law;

“Director” means a City of Hamilton Director and his or her designate or successor;

“Hearing Officer” means an individual appointed by City Council under authority of this By-law for the purpose of considering appeals of administrative penalties and carrying out any other duties in accordance with this By-law;

“Officer” means an individual appointed by or under authority of a City by-law to enforce a Designated By-law;

“person” includes an individual or a corporation and their authorized representative; and

“Screening Officer” means an individual hired by the City for the purpose of reviewing administrative penalties and carrying out any other duties in accordance with this By-law.

Scope

2. This By-law applies to all Designated By-laws.
3. Any Designated By-law respecting the parking, standing or stopping of vehicles is designated for the purposes of paragraph 3(1)(b) of Ontario Regulation 333/07.
4. The *Provincial Offences Act* applies to all Designated By-laws except to a Designated By-law respecting the parking, standing or stopping of vehicles.
5. Screening Officers conducting a review under this By-law and Hearing Officers conducting an appeal under this By-law do not have jurisdiction to consider any question relating to the validity of a statute, regulation or by-law including but not limited to the constitutional applicability or operability of any statute, regulation or by-law.

Penalty Notice

6. Every person who contravenes a Designated By-law shall be liable, upon issuance of a penalty, to pay an administrative penalty in an amount specified in Schedule A to this By-law.
7. An Officer who has reason to believe that a person has contravened a Designated By-law may issue a penalty notice to that person.
8. A penalty notice shall include the following information:
 - (a) the date of the contravention;
 - (b) the date of issuance of the penalty notice;
 - (c) a reference number that is unique to the penalty notice;
 - (d) particulars of the contravention;
 - (e) the amount of the administrative penalty;
 - (f) information that the Director determines is appropriate respecting the process for requesting a review of administrative penalty; and
 - (g) a statement that the administrative penalty unless cancelled as a result of the review or appeal processes, constitutes a debt to the City.
9. A person who has been issued a penalty notice shall:
 - (a) pay the administrative penalty within 15 days; or
 - (b) request the administrative penalty be reviewed by a Screening Officer in accordance with section 14, no later than 15 days after the penalty notice's date of issuance.
- 10.(1) Despite section 9, a person may request that a Screening Officer extend the time to:
 - (a) pay the administrative penalty; or

- (b) request the administrative penalty be reviewed by a Screening Officer in accordance with section 14, from 16 days to no later than 45 days after the penalty notice's date of issuance.
 - (2) A Screening Officer may extend the time to:
 - (a) pay, if the person demonstrates, on a balance of probabilities, the existence of extenuating circumstances that prevented the person from making the payment in accordance with subsection 9(a); and
 - (b) 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 subsection 9(b).
 - (3) 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.
11. If a person who has been issued a penalty notice has not acted in accordance with sections 9 or 10, then:
- (a) they are deemed to have waived their right to request a review;
 - (b) the administrative penalty is payable no later than 45 days after the penalty notice's date of issuance; and
 - (c) the administrative penalty is not subject to any further review or appeal, including a review or appeal to any court.
12. If a person who has been issued a penalty notice has requested an extension of time to pay the administrative penalty in accordance with section 10, then:
- (a) they are deemed to have waived their right to request a review;
 - (b) the administrative penalty is payable no later than:
 - (i) the date as determined by the Screening Officer; or
 - (ii) 45 days after the penalty notice's date of issuance, whichever date is later; and
 - (c) the administrative penalty is not subject to any further review or appeal, including a review or appeal to any court.
13. If a person who has been issued a penalty notice has requested an extension of time to request the administrative penalty be reviewed in accordance with section 10 and the request is refused, then:
- (a) they are deemed to have waived their right to request a review;
 - (b) the administrative penalty is payable no later than 45 days after the penalty notice's date of issuance; and
 - (c) the administrative penalty is not subject to any further review or appeal, including a review or appeal to any court.

Review by Screening Officer

14. A person may request a review or request that a Screening Officer extend the time to pay or to request a review by attending at the location or locations as specified on the penalty notice.
- 15.(1) After considering a request to review, a Screening Officer may decide to:
 - (a) affirm the administrative penalty;
 - (b) cancel, reduce or 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:
 - (i) there is reason to doubt that the person contravened the Designated By-law;
 - (ii) the person took all reasonable steps to prevent the contravention; or
 - (iii) the cancellation, reduction or extension of time for payment is necessary to relieve undue financial hardship.
- (2) The Screening Officer may request such information from a person as the Screening Officer considers relevant to a request to review.
16. A Screening Officer shall inform a person of his or her decision at the conclusion of a review.
17. Where a person fails to attend a review in accordance with section 14:
 - (a) they are deemed to have waived their right to request a review;
 - (b) the administrative penalty is payable no later than:
 - (i) the date scheduled; or
 - (ii) 45 days after the penalty notice's date of issuance, whichever date is later; and
 - (c) the administrative penalty is not subject to any further review or appeal, including a review or appeal to any court.

Appeal to Hearing Officer

18. A person may appeal a Screening Officer's decision by attending at the location or locations as specified on the penalty notice no later than 15 days after the date on which the Screening Officer's decision is given to them.
- 19.(1) Despite section 18, a person may request that a Hearing Officer extend the time to appeal from 16 days to no later than 30 days after the Screening Officer's decision has been given to them, if the person demonstrates, on a balance of probabilities, the existence of extenuating circumstances that prevented the person from appealing in accordance with section 18.
- (2) The Hearing Officer may request such information for a person as the Hearing Officer considers relevant to a request to extend the time to appeal.

- 20.(1) After considering an appeal, including hearing from the parties, a Hearing Officer may decide to:
- (a) affirm the administrative penalty;
 - (b) cancel, reduce or extend the time for payment of the administrative penalty where the Hearing Officer is satisfied that doing so would maintain the general intent and purpose of the Designated By-law and that:
 - (i) there is reason to doubt that the person contravened the Designated By-law;
 - (ii) the person took all reasonable steps to prevent the contravention; or
 - (iii) the cancellation, reduction or extension of time for payment is necessary to relieve undue financial hardship.
- (2) The Hearing Officer may request such information from a person as the Hearing Officer considers relevant to considering an appeal.
- 21.(1) The *Statutory Powers Procedure Act* applies to the consideration of an appeal by a Hearing Officer.
- (2) In addition to anything else that is admissible as evidence at an appeal in accordance with the *Statutory Powers Procedure Act*, the following are admissible as evidence as proof of the facts certified in them, in the absence of evidence to the contrary:
- (a) a statement of an Officer respecting a contravention;
 - (b) a copy of a document, including but not limited to a photograph taken by an Officer, respecting a contravention;
 - (c) a statement of an Officer that he or she served a document, with the date and method of service indicated.
- (3) If certified evidence referred to in subsection 21(2) is being admitted as evidence at an appeal, the Hearing Officer shall not adjourn the appeal for the purpose of having the Officer attend to give evidence unless the Hearing Officer is satisfied that the oral evidence of the Officer is necessary to ensure a fair appeal.
- 22.(1) A Hearing Officer shall give the written decision to the person at the conclusion of the hearing.
- (2) If a Hearing Officer's decision affirms, reduces or extends the time to pay an administrative penalty, the administrative penalty is payable no later than:
- (a) the date as determined by the Hearing Officer;
 - (b) the date of the Hearing Officer's decision; or
 - (c) 30 days after the Screening Officer's decision, whichever date is later.
23. A Hearing Officer's decision is final and is not subject to any further review or appeal, including a review or appeal by any court.
24. If a person who has been given a Screening Officer's decision has not acted in accordance to sections 18 or 19, then:

- (a) they are deemed to have waived their right to appeal;
 - (b) the Screening Officer's decision is affirmed;
 - (c) the administrative penalty is payable no later than:
 - (i) the date as determined by the Screening Officer; or
 - (ii) 30 days after the date of the Screening Officer's decision, whichever date is later; and
 - (d) the administrative penalty is not subject to any further review or appeal, including a review or appeal to any court.
25. If a Hearing Officer does not extend a person's time to appeal under section 19, then:
- (a) the Screening Officer's decision is affirmed;
 - (b) the administrative penalty is payable no later than:
 - (i) the date as determined by the Screening Officer;
 - (ii) the date of the Hearing Officer's decision; or
 - (iii) 30 days after the date of the Screening Officer's decision, whichever date is later; and
 - (c) the administrative penalty is not subject to any further review or appeal, including a review or appeal to any court.
26. If a person fails to attend at the date, time and place scheduled in accordance with section 18:
- (a) they are deemed to have waived their right to appeal;
 - (b) the Screening Officer's decision is affirmed;
 - (c) the administrative penalty is payable no later than:
 - (i) the date as determined by the Screening Officer;
 - (ii) the date scheduled; or
 - (iii) 30 days after the date of the Screening Officer's decision, whichever date is later; and
 - (d) the administrative penalty is not subject to any further review or appeal, including a review or appeal to any court.

Administrative Penalties

27. An Officer cannot accept payment of an administrative penalty.
28. If a person's administrative penalty is paid, then:
- (a) they are deemed to have waived their right to request a review or to appeal; and

- (b) the administrative penalty is not subject to any further review or appeal, including a review or appeal to any court.
- 29. An administrative penalty that is not paid on the date when it is payable is a debt to the City owed by the person to whom the penalty notice was given.
- 30. All administrative fees to be added to an administrative penalty under this By-law are as approved from the City's Council from time to time and included in the User Fees and Charges By-law.

Service of Documents

- 31.(1) The City may serve any document under this By-law, including but not limited to a penalty notice, personally to the person named on the notice, by leaving or posting the document at the person's last known address, by facsimile transmission (fax), electronic transmission (email), registered or regular mail addressed to the person to whom the document is to be given at the person's last known number or address.
 - (2) Service by facsimile transmission (fax) or electronic transmission (email) under subsection 31(1) shall be deemed to have been made on the day on which the transmission is sent.
 - (3) Service by registered or regular mail under subsection 31(1) shall be deemed to have been made on the fifth day after the day of mailing.
 - (4) A person's last known number or address includes the number or address provided by the person to the City in the course of any transaction between the City and the person.
- 32.(1) In addition to the service of documents provided for under section 31, an Officer may serve the penalty notice for a contravention of a Designated By-law respecting the parking, standing or stopping of vehicles on the person who is the owner of the vehicle by:
 - (a) affixing the penalty notice to the vehicle in a conspicuous place; or
 - (b) giving it personally to the person who has care or control of the vehicle, at the time of the contravention.
- (2) Service under subsection 32(1) shall be deemed to have been made at the time the penalty notice is affixed to the vehicle or given to the person.

Appointment of Hearing Officer

- 33. Council shall appoint eligible candidates:
 - (a) with knowledge of and experience in administrative law; and
 - (b) of good character, as Hearing Officers.
- 34.(1) In this section "**family member**" means:

- (a) a child, which is a person born within or outside marriage and includes an adopted child and a person whom a parent has demonstrated a settled intention to treat as a child of his or her family;
 - (b) a parent, which is a person who has demonstrated a settled intention to treat a child as a member of his or her family whether or not that person is the natural parent of the child;
 - (c) a spouse, which is a person to whom the person is married or with whom the person is living in a conjugal relationship outside of marriage;
 - (d) a sibling, aunt, uncle, niece or nephew including a step-sibling, step-aunt, step-uncle, step-niece or step-nephew; or
 - (e) a mother-in-law, father-in-law, sister-in-law or brother-in-law including a step-mother-in-law, step-father-in-law, step-sister-in-law or step-brother-in-law.
- (2) The following are not eligible for appointment as a Hearing Officer:
- (a) a City employee or a member of City Council;
 - (b) a family member of a City employee;
 - (c) a family member of a member of City Council;
 - (d) a person indebted to the City unless the debt is for current property taxes or as a result of an agreement with the City under which the person is in compliance.
35. A Hearing Officer shall be appointed for the term or the remainder of term of the City Council that makes the appointment until the Hearing Officer is reappointed or a successor is appointed.
36. A Hearing Officer shall be remunerated at a rate established by City Council from time to time.
37. No person shall attempt, directly or indirectly, to communicate with or influence a Hearing Officer respecting an appeal except a person who is entitled to be heard during the appeal while the appeal is being heard.
38. Section 37 does not prevent a Hearing Officer from seeking and receiving legal advice.
39. A person who contravenes section 37 of this By-law is guilty of an offence and is liable, upon conviction, to the maximum fine as established under the *Provincial Offences Act*.

General Provisions

40. The Director is responsible for administering the provisions of this By-law, including but not limited to prescribing the format and content of any forms or other documents required under this By-law.

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41. The Director may cancel an administrative penalty or any administrative fee that has been added to an administrative penalty or both:
 - (a) if the administrative penalty or administration fee or both were imposed as the result of an error made by the City; or
 - (b) in the case of a contravention with respect to the parking, standing or stopping of a vehicle:
 - (i) if the person's licence plate or the vehicle had been stolen at the time of the contravention; or
 - (ii) at the request of an owner or occupant of the private property where the contravention took place.
42. Any time limit under this By-law that would otherwise expire on a day on which the City's administrative buildings are not open for business is extended to the next day on which the City's administrative building are open for business.
43. Schedule A forms part of this By-law.
44. This By-law may be referred to as the Administrative Penalty By-law or the Hamilton Administrative Penalty By-law.
45. If a court of competent jurisdiction declares any provision of this By-law invalid, it is the intention of Council that the remainder of the By-law shall continue to be in force.
46. All processes respecting administrative penalties commenced under By-law 15-138 are continued under this By-law.
47. By-law No. 15-138 is repealed.
48. This By-law comes into force on date passed.

PASSED this 8th day of November, 2017.

F. Eisenberger
Mayor

R. Caterini
City Clerk

SCHEDULE A DESIGNATED BY-LAWS

1. Column 1 in the following tables sets out the Designated By-laws.
2. Column 2 in the following tables sets out the short form wording to be used in a penalty notice to describe the contravention of the corresponding Designated By-law in Column 1.
3. Column 3 in the following tables sets out the early payment option, if any for the administrative penalty payable for the contravention of the corresponding Designated By-law in Column 1, starting the day the penalty notice is issued until 7 days later.
4. Column 4 in the following tables sets out the administrative penalty payable for the contravention of the corresponding Designated By-law in Column 1, starting 8 days after the penalty notice is issued where there is an early payment option and 15 days after the penalty notice is issued where there is no early payment option.

TABLE 1: BY-LAW NO. 01-216 REGULATING MUNICIPAL PARKING FACILITIES					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
1	01-216	8(1)(a)	Park-fail to activate parking meter	\$19.00	\$24.00
2	01-216	8(1)(b)	Park at expired parking meter	\$19.00	\$24.00
3	01-216	8(1)(c)	Park-no valid pre-paid ticket in clear view	\$19.00	\$24.00
4	01-216	8(1)(d)	Park-fail to deposit prescribed parking fee	\$19.00	\$24.00
5	01-216	9(1)	Park where prohibited-signed area	\$26.00	\$33.00
6	01-216	9(2)	Park-not in designated parking space	\$26.00	\$33.00
7	01-216	9(2)	Park-not in conformity with signs or markings	\$26.00	\$33.00
8	01-216	9(3)	Park in closed space or area	\$26.00	\$33.00
9	01-216	9(4)	Park from 2:00a.m. - 7:00 a.m.	\$26.00	\$33.00
10	01-216	9(5)	Park in reserved space or area	\$26.00	\$33.00
11	01-216	9(7)	Park unauthorized vehicle	\$35.00	\$50.00
12	01-216	9(7)	Park heavy vehicle	\$80.00	\$100.00
13	01-216	9(8)	Stand-unattended vehicle not secured	\$60.00	\$75.00
14	01-216	10(1)	Stop where prohibited - signed area	\$60.00	\$75.00
15	01-216	10(2)	Stop-obstructing parking space	\$60.00	\$75.00
16	01-216	10(3)	Stop-obstruct lane way	\$60.00	\$75.00
17	01-216	9(6)	Park in a reserved Disabled Person Parking Space	\$300.00	\$350.00

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TABLE 2: BY-LAW NO. 01-217 TO ESTABLISH AND REGULATE FIRE ROUTES					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
1	01-217	11	Park where prohibited-signed Fire Route	\$80.00	\$100.00
2	01-217	12	Stop where prohibited-signed Fire Route	\$80.00	\$100.00

TABLE 3: BY-LAW NO. 01-218 REGULATING ON-STREET PARKING					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
1	01-218	8(5)(a)	Park exceeding parking meter time limit	\$19.00	\$24.00
2	01-218	8(5)(b)	Park-fail to activate parking meter	\$19.00	\$24.00
3	01-218	8(5)(c)	Park at expired parking meter	\$19.00	\$24.00
4	01-218	8(5)(e)	Park in metered area not at parking meter	\$26.00	\$33.00
5	01-218	8(5)(f)	Park exceeding 3 hour Disabled Person Parking Permit time limit at parking meter	\$19.00	\$24.00
6	01-218	9(1)	Park exceeding signed parking time limit	\$23.00	\$29.00
7	01-218	11(13)	Park in permit parking zone-no valid permit	\$26.00	\$33.00
8	01-218	11(16)	Park in permit parking zone-permit not in force	\$26.00	\$33.00
9	01-218	12(2)(a)	Park at curb facing wrong way (two way road)	\$26.00	\$33.00
10	01-218	12(2)(a)	Park-right wheels exceed 30cm from curb	\$26.00	\$33.00
11	01-218	12(2)(b)	Park at edge of roadway facing wrong way (two way road)	\$26.00	\$33.00
12	01-218	12(2)(b)	Park-right wheels exceed 30cm from edge of roadway	\$26.00	\$33.00
13	01-218	12(2)(c)	Park on shoulder facing wrong way (two way road)	\$26.00	\$33.00
14	01-218	12(2)(c)	Park on shoulder too close to roadway	\$26.00	\$33.00
15	01-218	12(3)(a)	Park-left wheels exceed 30 cm from curb (one way road)	\$26.00	\$33.00
16	01-218	12(3)(a)	Park at curb facing wrong way (one way road)	\$26.00	\$33.00
17	01-218	12(3)(b)	Park-left wheels exceed 30cm from edge of roadway (one way road)	\$26.00	\$33.00
18	01-218	12(3)(b)	Park at edge of roadway facing wrong way (one way road)	\$26.00	\$33.00
19	01-218	12(3)(c)	Park on shoulder facing wrong way (one way road)	\$26.00	\$33.00

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TABLE 3: BY-LAW NO. 01-218 REGULATING ON-STREET PARKING					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
20	01-218	12(3)(c)	Park on shoulder too close to roadway (one way road)	\$26.00	\$33.00
21	01-218	12(4)	Park on shoulder-no parking on adjacent roadway	\$26.00	\$33.00
22	01-218	12(4)	Stop on shoulder-no stopping on adjacent roadway	\$60.00	\$75.00
23	01-218	12(5)(a)(i)	Park-exceeding 12 hour parking time limit	\$23.00	\$29.00
24	01-218	12(5)(a)(ii)	Park-exceeding 4 hour parking time limit (Commercial Vehicle)	\$23.00	\$29.00
25	01-218	12(5)(a)(iii)	Park-exceeding 4 hour parking time limit (No Valid Plate)	\$23.00	\$29.00
26	01-218	12(5)(b)	Park obstructing adjoining parking space	\$26.00	\$33.00
27	01-218	12(5)(c)	Park within 6m of place of assembly	\$26.00	\$33.00
28	01-218	12(5)(d)	Park where prohibited by temporary Police or City sign	\$26.00	\$33.00
29	01-218	12(5)(e)	Park on highway adjoining unfenced playground	\$26.00	\$33.00
30	01-218	12(5)(f)	Park on highway adjoining school	\$26.00	\$33.00
31	01-218	12(5)(g)	Park on highway for purpose of displaying for sale	\$26.00	\$33.00
32	01-218	12(5)(h)	Park-obstructing sidewalk	\$60.00	\$75.00
33	01-218	12(5)(i)	Park within 30m of bridge	\$26.00	\$33.00
34	01-218	12(5)(j)(i)	Park within 8m of fire-hall entrance way	\$26.00	\$33.00
35	01-218	12(5)(j)(ii)	Park across from fire-hall within 30m of entrance way	\$26.00	\$33.00
36	01-218	12(5)(k)	Park on boulevard	\$26.00	\$33.00
37	01-218	12(5)(l)	Park on driveway between municipal sidewalk and roadway	\$26.00	\$33.00
38	01-218	12(5)(m)	Park in alleyway	\$26.00	\$33.00
39	01-218	12(5)(n)	Park in turn-around or cul-de-sac	\$26.00	\$33.00
40	01-218	12(6)(a)	Park on through highway between 2:00 a.m. and 7:00 a.m.	\$26.00	\$33.00
41	01-218	12(7)	Park-obstructing bicycle lane	\$26.00	\$33.00
42	01-218	12(8)(a)	Park in signed area where prohibited	\$26.00	\$33.00
43	01-218	12(9)(a)	Park in Alternate Side Parking zone where prohibited	\$26.00	\$33.00
44	01-218	12(10)(a)	Park prohibited commercial vehicle in tourist sight seeing bay	\$26.00	\$33.00
45	01-218	12(10)(b)	Park-exceed 2 hour parking time limit in tourist sight seeing bay	\$23.00	\$29.00
46	01-218	12(10)(c)	Park-disabled vehicle exceed 4 hour parking time limit in tourist sight seeing bay	\$23.00	\$29.00

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TABLE 3: BY-LAW NO. 01-218 REGULATING ON-STREET PARKING					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
47	01-218	12(12)(b)	Park in Special Event Parking Zone-no valid permit	\$26.00	\$33.00
48	01-218	12(14)	Park Heavy Vehicle-Not on truck route	\$80.00	\$100.00
49	01-218	13(1)(a)	Stop within intersection or crosswalk	\$60.00	\$75.00
50	01-218	13(1)(a)	Stop within 6m of a crosswalk	\$60.00	\$75.00
51	01-218	13(1)(b)	Stop on or within 30m of a bridge	\$60.00	\$75.00
52	01-218	13(1)(b)	Stop in or within 30m of a subway	\$60.00	\$75.00
53	01-218	13(1)(c)	Stop in or within 30m of a traffic circle	\$60.00	\$75.00
54	01-218	13(1)(d)	Stop within 45 cm of residential driveway (3 dwelling units or less)	\$60.00	\$75.00
55	01-218	13(1)(d)	Stop within 1m of driveway	\$60.00	\$75.00
56	01-218	13(1)(e)	Stop within 30m approaching or 6m departing railway crossing	\$60.00	\$75.00
57	01-218	13(1)(f)	Stop within 15m of school crossing-two way road	\$60.00	\$75.00
58	01-218	13(1)(f)	Stop within 15m approaching and 6m departing school crossing-one way road	\$60.00	\$75.00
59	01-218	13(1)(g)	Stop where prohibited by temporary Police or City sign	\$60.00	\$75.00
60	01-218	13(1)(h)	Stop within 9m of intersecting highway	\$60.00	\$75.00
61	01-218	13(1)(i)	Stop within 75m of signalized intersection where prohibited	\$60.00	\$75.00
62	01-218	13(1)(j)	Stop within 3m of fire-hall entrance	\$60.00	\$75.00
63	01-218	13(1)(j)	Stop across from fire-hall within 15m of fire-hall limits	\$60.00	\$75.00
64	01-218	13(1)(k)	Stop in bus stop clearance	\$60.00	\$75.00
65	01-218	13(1)(l)	Stop on roadway side of parked vehicle	\$60.00	\$75.00
66	01-218	13(1)(m)	Stop alongside or opposite excavation	\$60.00	\$75.00
67	01-218	13(1)(m)	Stop alongside or opposite roadway obstruction	\$60.00	\$75.00
68	01-218	13(1)(n)	Stop within 9m of School driveway	\$60.00	\$75.00
69	01-218	13(1)(n)	Stop within 9m of pedestrian path/walk to School	\$60.00	\$75.00
70	01-218	13(1)(n)	Stop within 9m of park driveway	\$60.00	\$75.00
71	01-218	13(1)(n)	Stop within 9m of pedestrian path/walk to park	\$60.00	\$75.00
72	01-218	13(1)(n)	Stop within 9m of playground driveway	\$60.00	\$75.00
73	01-218	13(1)(n)	Stop within 9m of pedestrian path/walk to playground	\$60.00	\$75.00
74	01-218	13(1)(o)	Stop within 6m of signalized intersection	\$60.00	\$75.00
75	01-218	13(1)(p)	Stop beside central boulevard	\$60.00	\$75.00
76	01-218	13(1)(q)	Stop within 3m of hydrant	\$60.00	\$75.00
77	01-218	13(1)(r)	Stop in alleyway	\$60.00	\$75.00
78	01-218	13(1)(s)	Stop within 45cm of wheelchair ramp	\$60.00	\$75.00

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TABLE 3: BY-LAW NO. 01-218 REGULATING ON-STREET PARKING					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
79	01-218	13(1)(t)	Stop within 15m of intersection	\$60.00	\$75.00
80	01-218	13(2)(a)	Stand-vehicle for hire on street-not in authorized area	\$60.00	\$75.00
81	01-218	13(2)(b)	Stand airport service vehicle on street-not in authorized area	\$60.00	\$75.00
82	01-218	14(1)	Stop in signed area where prohibited	\$60.00	\$75.00
83	01-218	15(1)	Stop in Wheelchair Loading Zone	\$60.00	\$75.00
84	01-218	16(1)	Stop in Commercial Vehicle Loading Zone	\$60.00	\$75.00
85	01-218	17(1)	Stop in School Bus Loading zone	\$60.00	\$75.00
86	01-218	18(1)	Stop in Taxi zone	\$60.00	\$75.00
87	01-218	19(1)	Stop in Public Taxi zone	\$60.00	\$75.00
88	01-218	20(1)	Stop in Hotel Limousine zone	\$60.00	\$75.00
89	01-218	21(1)	Stop in Airport Bus/Limousine stand	\$60.00	\$75.00
90	01-218	24(5)	Park or stand in Snow Route	\$60.00	\$75.00

TABLE 4: BY-LAW NO. 01-219 TO MANAGE AND REGULATE MUNICIPAL PARKS					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
1	01-219	32(1)	Park-not in designated parking area	\$26.00	\$33.00
2	01-219	32(2)	Park between 11:00p.m. and 6:00 a.m.	\$26.00	\$33.00
3	01-219	32(3)	Park-not in parking space	\$26.00	\$33.00
4	01-219	32(3)	Park not in conformity with markings or signs	\$26.00	\$33.00
5	01-219	32(4)	Park where prohibited-signed area	\$26.00	\$33.00
6	01-219	32(5)	Stop where prohibited-signed area	\$60.00	\$75.00
7	01-219	32(6)	Parked in reserved area or space	\$26.00	\$33.00
9	01-219	32(8)	Park while not actively using the park	\$26.00	\$33.00
10	01-219	32(9)	Park obstructing other area or parking space	\$60.00	\$75.00
11	01-219	32(10)	Stand-unsecured vehicle-unattended	\$60.00	\$75.00
12	01-219	32(11)	Park-exceeded posted time limit	\$23.00	\$29.00
13	01-219	32(7)	Park in a Reserved Disabled Person Parking Space	\$300.00	\$350.00

TABLE 5: BY-LAW NO. 01-220 REGULATING PARKING ON PRIVATE AND MUNICIPAL PROPERTY					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
1	01-220	2(1)	Unauthorized Parking-Private Property	\$35.00	\$50.00

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2	01-220	3(1)	Unauthorized Parking-Municipal Property	\$35.00	\$50.00
3	01-220	2(2)	Park in a Reserved Disabled Person Parking Space	\$300.00	\$350.00
4	01-220	3(2)	Park in a Reserved Disabled Person Parking Space	\$300.00	\$350.00

TABLE 6: BY-LAW NO. 80-179 REGULATING HESS VILLAGE PEDESTRIAN MALL

ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
1	80-179	4(2)	Stop unauthorized vehicle within pedestrian mall	\$50.00	\$75.00

TABLE 7: BY-LAW NO. 16-009 REGULATING UNAUTHORIZED PARKING ON BOULEVARDS, SIDE YARDS AND FRONT YARDS

ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
1	16-009	3	Park, stand or stop on an unauthorized area	\$80.00	\$100.00
2	16-009	4	Permit parking, standing or stopping on an unauthorized area	\$80.00	\$100.00

TABLE 8: BY-LAW NO. 12-031 FOR RESPONSIBLE ANIMAL OWNERSHIP IN THE CITY OF HAMILTON

ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
1	12-031	4.1	fail to licence dog	n/a	\$100.00
2	12-031	4.1	fail to licence Vietnamese pot-belly pig	n/a	\$100.00
3	12-031	4.3(a)	fail to notify change in name of owner	n/a	\$50.00
4	12-031	4.3(a)	fail to notify change in address of owner	n/a	\$50.00
5	12-031	4.3(a)	fail to notify change in telephone number owner	n/a	\$50.00
6	12-031	4.3(b)	fail to notify change of address where dog kept	n/a	\$50.00
7	12-031	4.3(b)	fail to notify change of address where Vietnamese pot-belly pig kept	n/a	\$50.00
8	12-031	4.3(c)	fail to notify change in ownership of dog	n/a	\$50.00
9	12-031	4.3(c)	fail to notify change in ownership of Vietnamese pot-belly pig	n/a	\$50.00
10	12-031	4.6	fail to renew dog licence before expire	n/a	\$75.00
11	12-031	4.6	fail to renew Vietnamese pot-belly pig before expire	n/a	\$75.00
12	12-031	4.13	fail to ensure identification tag corresponds to licence attached to dog	n/a	\$50.00

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TABLE 8: BY-LAW NO. 12-031 FOR RESPONSIBLE ANIMAL OWNERSHIP IN THE CITY OF HAMILTON					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
13	12-031	4.13	fail to ensure identification tag corresponds to licence attached to Vietnamese pot-belly pig	n/a	\$50.00
14	12-031	4.15	Identification tag attached to dog for which corresponding licence not issued	n/a	\$50.00
15	12-031	4.15	Identification tag attached to Vietnamese pot-belly pig for which corresponding licence not issued	n/a	\$50.00
16	12-031	4.16	fail to replace lost identification tag	n/a	\$50.00
17	12-031	5.3	keep more than four animals	n/a	\$75.00
18	12-031	5.3	permit to be kept more than four animals	n/a	\$75.00
19	12-031	6.2	fail to ensure pigeon banded	n/a	\$50.00
20	12-031	6.3	fail to keep pigeon enclosed in rear yard	n/a	\$50.00
21	12-031	6.3(a)	fail to keep pigeon in enclosure adequate for size and breed	n/a	\$50.00
22	12-031	6.3(b)	fail to keep pigeon in enclosure with sufficient unobstructed space	n/a	\$50.00
23	12-031	6.3(c)(i)	keep pigeon enclosure less than 3 metres from boundary line of school	n/a	\$50.00
24	12-031	6.3(c)(i)	keep pigeon enclosure less than 3 metres from boundary line of church	n/a	\$50.00
25	12-031	6.3(c)(i)	keep pigeon enclosure less than 3 metres from boundary line of public hall	n/a	\$50.00
26	12-031	6.3(c)(i)	keep pigeon enclosure less than 3 metres from boundary line of store	n/a	\$50.00
27	12-031	6.3(c)(i)	keep pigeon enclosure less than 3 metres from boundary line of dwelling	n/a	\$50.00
28	12-031	6.3(c)(i)	keep pigeon enclosure less than 3 metres from boundary line of premises	n/a	\$50.00
29	12-031	6.3(c)(ii)	keep pigeon enclosure less than 10 metres from premises containing school	n/a	\$50.00
30	12-031	6.3(c)(ii)	keep pigeon enclosure less than 10 metres from premises containing church	n/a	\$50.00
31	12-031	6.3(c)(ii)	keep pigeon enclosure less than 10 metres from premises containing public hall	n/a	\$50.00
32	12-031	6.3(c)(ii)	keep pigeon enclosure less than 10 metres from premises containing store	n/a	\$50.00
33	12-031	6.3(c)(ii)	keep pigeon enclosure less than 10 metres from premises containing dwelling	n/a	\$50.00

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TABLE 8: BY-LAW NO. 12-031 FOR RESPONSIBLE ANIMAL OWNERSHIP IN THE CITY OF HAMILTON					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
34	12-031	6.3(c)(ii)	keep pigeon enclosure less than 10 metres from premises containing premises	n/a	\$50.00
35	12-031	6.3(d)	fail to keep walls and ceilings of pigeon enclosure lime-washed	n/a	\$50.00
36	12-031	6.3(d)	fail to keep walls and ceilings of pigeon enclosure painted	n/a	\$50.00
37	12-031	6.3(d)	fail to keep walls and ceilings of pigeon enclosure disinfected	n/a	\$50.00
38	12-031	6.4	fail to keep pigeon food in air-tight, rodent proof container	n/a	\$50.00
39	12-031	6.5	feed pigeon outside of pigeon enclosure	n/a	\$50.00
40	12-031	6.5	permit feeding of pigeon outside of pigeon enclosure	n/a	\$50.00
41	12-031	6.6	fail to remove pigeon droppings from owner's premises	n/a	\$50.00
42	12-031	6.6	fail to remove pigeon refuse from owner's premises	n/a	\$50.00
43	12-031	6.6	fail to remove dropped or scattered feed of pigeon from owner's premises	n/a	\$50.00
44	12-031	6.7	fail to keep pigeon in pigeon enclosure during prohibited times	n/a	\$50.00
45	12-031	6.8(a)	permit more than half of pigeons to be in flight	n/a	\$50.00
46	12-031	6.8(b)	owner fail to supervise or competent person each flight of pigeons	n/a	\$50.00
47	12-031	7.3	permit dog at large	n/a	\$65.00
48	12-031	7.3	permit cat at large	n/a	\$65.00
49	12-031	7.3	permit animal at large	n/a	\$65.00
50	12-031	7.6	permit dog outdoors on premises	n/a	\$65.00
51	12-031	7.8(a)	permit dog pose menace to person	n/a	\$150.00
52	12-031	7.8(a)	permit dog pose menace to domestic animal	n/a	\$150.00
53	12-031	7.8(b)	permit dog bite person	n/a	\$300.00
54	12-031	7.8(b)	permit dog bite domestic animal	n/a	\$300.00
55	12-031	7.8(b)	permit dog attack person	n/a	\$300.00
56	12-031	7.8(b)	permit dog attack domestic animal	n/a	\$300.00
57	12-031	.9	fail to post signs on non-residential premises clearly visible giving notice to persons entering	n/a	\$50.00
58	12-031	7.10(a)	fail where animal kept allow full natural extension	n/a	\$50.00
59	12-031	7.10(b)	fail where animal kept to allow standing	n/a	\$50.00
60	12-031	7.10(b)	fail where animal kept to allow sitting	n/a	\$50.00

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TABLE 8: BY-LAW NO. 12-031 FOR RESPONSIBLE ANIMAL OWNERSHIP IN THE CITY OF HAMILTON					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
61	12-031	7.10(b)	fail where animal kept to allow perch	n/a	\$50.00
62	12-031	7.10(b)	fail to provide adequate space for animals needs	n/a	\$50.00
63	12-031	7.10(c)	fail where animal kept to be readily observed	n/a	\$50.00
64	12-031	7.10(d)	fail where animal kept to be clean and sanitary	n/a	\$50.00
65	12-031	7.11(a)	fail to have structure where animal kept in rear yard	n/a	\$50.00
66	12-031	7.11(b)	fail to have structure where animal kept less than 1 metre from boundary line	n/a	\$50.00
67	12-031	7.11(c)	fail to have structure where animal kept soundly constructed of hard, durable materials	n/a	\$50.00
68	12-031	7.11(d)	fail to have structure where animal kept impervious to water	n/a	\$50.00
69	12-031	7.11(e)	fail to have structure where animal kept constructed of materials that can be readily sanitized	n/a	\$50.00
70	12-031	7.11(f)	fail to have structure where animal kept maintained in good state of repair	n/a	\$50.00
71	12-031	7.11(g)	fail to have structure where animal kept that minimizes transfer of pathogenic agents	n/a	\$50.00
72	12-031	7.11(h)	fail to have structure where animal kept adequately ventilated	n/a	\$50.00
73	12-031	8.1	fail to remove feces anywhere	n/a	\$65.00
74	12-031	8.2	fail to remove feces on own property	n/a	\$65.00
75	12-031	9.2(a)	Potentially/Dangerous Dog attack a person	n/a	\$300.00
76	12-031	9.2(a)	Potentially/Dangerous Dog bite a person	n/a	\$300.00
77	12-031	9.2(a)	Potentially/Dangerous Dog cause injury to a person	n/a	\$300.00
78	12-031	9.2(b)	Potentially/Dangerous Dog injure a domestic animal	n/a	\$300.00
79	12-031	9.2(c)	Potentially/Dangerous Dog kept in violation of requirements	n/a	\$300.00
80	12-031	9.3	Potentially/Dangerous Dog transfer ownership without consent	n/a	\$300.00
81	12-031	9.4(a)	Potentially/Dangerous Dog fail to implant microchip	n/a	\$300.00
82	12-031	9.4(b)	Potentially/Dangerous Dog fail to sterilize	n/a	\$300.00
83	12-031	9.4(c)(i)	Potentially/Dangerous Dog not muzzled	n/a	\$300.00

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TABLE 8: BY-LAW NO. 12-031 FOR RESPONSIBLE ANIMAL OWNERSHIP IN THE CITY OF HAMILTON					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
84	12-031	9.4(c)(ii)	Potentially/Dangerous Dog without collar/harness securely placed	n/a	\$300.00
85	12-031	9.4(c)(iii)	Potentially/Dangerous Dog without leash securely attached	n/a	\$300.00
86	12-031	9.4(c)(iv)	Potentially/Dangerous Dog not under the control by leash at all times	n/a	\$300.00
87	12-031	9.4(d)(i)	Potentially/Dangerous Dog not securely contained indoors within premises	n/a	\$300.00
88	12-031	9.4(d)(ii)1.	Potentially/Dangerous Dog outdoors not contained in enclosure within premises	n/a	\$300.00
89	12-031	9.4(d)(ii)1.	Potentially/Dangerous Dog outdoors not contained in fenced area within premises	n/a	\$300.00
90	12-031	9.4(d)(ii)1.	Potentially/Dangerous Dog outdoors not restrained by a chain/other restraint sufficient to prevent from leaving premises	n/a	\$300.00
91	12-031	9.4(d)(ii)2.	Potentially/Dangerous Dog outdoors not contained in a six sided pen 2 metres from property line	n/a	\$300.00
92	12-031	10.1	keep prohibited animal	n/a	\$100.00
93	12-031	10.2	keep animal that produces poison, venom or toxin	n/a	\$100.00
94	12-031	10.2	permit to be kept animal that produces poison, venom or toxin	n/a	\$100.00
95	12-031	10.4	fail to keep permitted insect in escape-proof enclosure	n/a	\$100.00
96	12-031	10.4	fail to keep permitted spider in escape-proof enclosure	n/a	\$100.00
97	12-031	10.4	fail to keep permitted squamata in escape-proof enclosure	n/a	\$100.00
98	12-031	10.5	fail to keep permitted lagomorph in suitable enclosure	n/a	\$50.00
99	12-031	10.5	fail to keep permitted marsupial in suitable enclosure	n/a	\$50.00
100	12-031	10.5	fail to keep permitted rodent in suitable enclosure	n/a	\$50.00
101	12-031	10.6(2)(a)	fail to maintain Canada's accredited Zoos and Aquariums accreditation	n/a	\$75.00
102	12-031	10.6(2)(b)	Canada's accredited Zoos and Aquariums sell animals	n/a	\$75.00
103	12-031	10.6(2)(b)	Canada's accredited Zoos and Aquariums offer for sale animals	n/a	\$75.00
104	12-031	10.6(2)(c)	Canada's accredited Zoos and Aquariums not zoned	n/a	\$75.00

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TABLE 8: BY-LAW NO. 12-031 FOR RESPONSIBLE ANIMAL OWNERSHIP IN THE CITY OF HAMILTON					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
105	12-031	10.6(2)(d)	Canada's accredited Zoos and Aquariums on premises where there is residential use	n/a	\$75.00
106	12-031	10.6(2)(e)(i)	facility shares a common wall with any other use	n/a	\$75.00
107	12-031	10.6(2)(e)(ii)	facility shares HVAC/ plumbing system with any other use	n/a	\$75.00
108	12-031	10.6(2)(f)	fail to post signs at all public entrances/exits	n/a	\$75.00
109	12-031	10.6(2)(f)	fail to post signs in each room where animals are displayed	n/a	\$75.00
110	12-031	10.6(2)(f)(ii)	fail to post sign that can be easily read by any person approaching	n/a	\$75.00

TABLE 9: BY-LAW NO. 12-130 TO REGULATE THE FEEDING OF WILDLIFE					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
1	12-130	2	feed wildlife	n/a	\$100.00
2	12-130	2	permit feeding of wildlife	n/a	\$100.00