



**CITY OF HAMILTON**  
**PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT**  
**Transportation Planning and Parking Division**

<b>TO:</b>	Chair and Members Planning Committee
<b>COMMITTEE DATE:</b>	June 19, 2018
<b>SUBJECT/REPORT NO:</b>	Amendment to On-Street Parking Permit Qualification Criteria (PED18139) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Chris King (905) 546-2424 Ext. 5110 Kerry Davren (905) 546-2424 Ext. 6009
<b>SUBMITTED BY:</b>	Brian Hollingworth Director, Transportation Planning and Parking Planning and Economic Development Department
<b>SIGNATURE:</b>	

**RECOMMENDATION**

That the By-law to Regulate On-Street Parking, By-law No. 01-218, be amended as attached in Appendix “A” to Report PED18139, in a form satisfactory to the City Solicitor, to remove the requirement that only residents with Ontario License Plates be granted On-street Parking Permits.

**EXECUTIVE SUMMARY**

Based on current wording in Parking By-law 01-218 (being “a By-law to Regulate On-street Parking”, hereafter referred to as “By-law 01-218”), drivers wishing to purchase On-street Parking Permits are required to have a valid Ontario license plate affixed to their vehicle in addition to proving residency in the City of Hamilton. This prevents temporary residents and those in the process of moving/updating their license plates from obtaining permits even though they reside in the neighbourhood. One particular incident prompted a complaint to the Ontario Ombudsman’s Office.

Staff is recommending the removal of the ‘Ontario License Plate’ requirement from By-law 01-218 which regulates on-street parking to aid residents who are residing in the City temporarily and/or are in the process of relocating and updating license plates.

**Alternatives for Consideration – N/A**

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*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

## **FINANCIAL – STAFFING – LEGAL IMPLICATIONS**

Financial: N/A

Staffing: N/A

Legal: N/A

## **HISTORICAL BACKGROUND**

In 2016, the Ontario Ombudsman's Office investigated a complaint from a temporary resident, working in Hamilton on a one-year contract, who was denied an On-street Parking Permit for a street with a 'By Permit Only' By-law restriction, as their vehicle did not bear Ontario license plates.

## **POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

N/A

## **RELEVANT CONSULTATION**

Legal Services was consulted in the preparation of this Report, and they had no concerns.

## **ANALYSIS AND RATIONALE FOR RECOMMENDATION**

There are two main types of on-street parking permits available to Hamilton residents – one which allows residents to park in a block or space reserved for permit holders only (i.e. 'By Permit Only' signage) and one which allows residents to park in excess of a posted time limit within a designated area.

Under City of Hamilton By-law 01-218, vehicles must bear valid Ontario License Plates in order to be eligible for an on-street permit. It is believed this provision was included in the By-law as it aligned to the Ministry of Transportation's (MTO) requirement that 'out-of-Province' vehicle owners residing in Ontario for more than six months change their plates. The MTO no longer has this requirement for temporary residents.

Currently those who live and contribute to the City, but have out-of-Province license plates, are not applicable to purchase a permit. This causes them to have to park in a non-permit parking area, which may not be in close proximity to their residences thus causing an undue inconvenience. This displacement can also lead to complaints being received from within the non-permit area, requesting staff to turn additional roads into permit parking only roadways, requiring additional signage and administration.

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Staff conducted an environmental scan of 11 area municipalities (Burlington, Brampton, Toronto, Niagara Falls, Mississauga, Ottawa, London, Thunder Bay, Windsor, and Kingston) to determine the if the municipality has a Permit Parking Program, and if so the details and requirements of the Program. The scan identified that of the 11 municipalities:

- five municipalities do not have any, or do not have a similar on-street permit parking program as compared to Hamilton;
- six municipalities have similar permit parking programs to Hamilton:
  - one municipality specifically requires the vehicle to be registered to the address; and,
  - five municipalities allowed other forms of proof of residence (which would be more applicable to temporary residents i.e. students/temporary workers) such as lease agreement/receipts, utility bills, proof of enrollment, landlord letter etc.

Based on the above, the Hamilton Municipal Parking System (HMPS) has no specific reason to restrict the sales of permits to only permanent Ontario residents. HMPS has other processes in place to verify proof of residency and validate permit requests in accordance with the On-Street Parking By-Law; therefore, it is recommended that By-law 01-218 (to regulate on-street parking) be amended to eliminate the Ontario license plate requirement, as shown in Appendix “A” to this Report.

## **ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN**

### **Built Environment and Infrastructure**

*Hamilton is supported by state of the art infrastructure, transportation options, buildings and public spaces that create a dynamic City.*

## **APPENDICES AND SCHEDULES ATTACHED**

Appendix “A”: Amended By-law 01-218 to “Regulate On-Street Parking”

CK:jp