



PARKING (OFF-STREET) REGULATION

BYLAW NO. 7403

EFFECTIVE DATE – JULY 29, 2002

CONSOLIDATED FOR CONVENIENCE ONLY

This is a consolidation of the bylaws below. The amendment bylaws have been combined with the original bylaw for convenience only. This consolidation is not a legal document. Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaws on this subject.

<u>AMENDMENT BYLAW</u>	<u>DATE OF ADOPTION</u>	<u>EFFECTIVE DATE</u> (If different from Date of Adoption)
Bylaw No. 7481	May 12, 2003	
Bylaw No. 7631	December 8, 2003	
Bylaw No. 7673	March 29, 2004	
Bylaw No. 7725	June 29, 2004	
Bylaw No. 7829	November 1, 2004	
Bylaw No. 7891	March 14, 2005	
Bylaw No. 8120	November 14, 2006	
Bylaw No. 8196	March 12, 2007	April 1, 2007
Bylaw No. 8342	May 26, 2008	
Bylaw No. 8464	September 28, 2009	
Bylaw No. 8573	February 8, 2010	
Bylaw No. 8830	July 9, 2012	
Bylaw No. 8953	November 13, 2012	
Bylaw No. 9718	October 23, 2017	
Bylaw No. 9787	May 28, 2018	

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CITY OF RICHMOND

**PARKING (OFF-STREET) REGULATION
BYLAW NO. 7403**

The Council of the City of Richmond enacts as follows:

PART ONE: GENERAL APPLICATION

- 1.1 The provisions of this bylaw, regulating the **parking** of **vehicles** apply only:
 - (a) to the **City properties**; and
 - (b) deleted
- 1.2 Notwithstanding the provisions of Section 1.1, the regulation of **parking** in the spaces designated for "Mayor" and "Police Vehicles" is effective at all times.
- 1.3 Where, in this bylaw, an area is subject to two or more **parking** limitations, the more restrictive regulation applies.

PART TWO: DESIGNATED AND RESERVED PARKING SPACES

- 2.1 **Authorization for, and Parking Prohibitions In, Designated and Reserved Parking Spaces**
 - 2.1.1 The **General Manager, Engineering & Public Works** is authorized to establish designated or reserved parking spaces, on any **City properties**, under any of the following categories:
 - (a) "Mayor" – No person other than the Mayor or Acting Mayor of the **City** is permitted to **park** a **vehicle** in a space so designated.
 - (b) "Councillor" – No person other than a Councillor of the **City** is permitted to **park** a **vehicle** in a space so designated.
 - (c) "Staff Parking" – No person is permitted to **park** in a space so designated, unless a **temporary parking permit** or **staff parking permit** has been issued, and the person to whom such permit is issued complies with the provisions of subsection 6.2.1.
 - (d) "City Vehicles" – No person is permitted to **park** a **vehicle** in a space so designated unless the **vehicle** is owned or leased by the **City**.
 - (e) "Police Vehicles" – No person is permitted to **park** a **vehicle** in a space so designated unless the **vehicle** is operated by a member of the RCMP, while on duty.
 - (f) "Reserved Parking" – No person is permitted to **park** a **vehicle** in a space so designated unless that person has been issued a **parking permit** authorizing the person to **park** in that space.

- (g) “Loading Zone” – No person is permitted to **park a vehicle** in a space so designated, except:
- (i) when actively loading or unloading passengers, for a period of time not exceeding 5 minutes; or
 - (ii) for the purposes of loading or unloading materials for a period of time not exceeding 30 minutes,
- for, or on behalf of, the **City**.
- (h) “Parking for Persons with Disabilities” – No person shall **stop a vehicle** in any parking space designated or reserved by a **traffic control device** for persons with disabilities unless the **vehicle** displays an **accessible parking permit** indicating that the **vehicle** is operated by or transporting a disabled person.
- (i) “Time Limited Parking” – No person is permitted to **park a vehicle** in a space so designated, for any greater consecutive period of time than that indicated, unless that person has been issued either a **temporary parking permit** or **visitor parking permit**.

2.2 [DELETED]

PART THREE: TRAFFIC CONTROL DEVICES

3.1 Authorization for Traffic Control Devices

- 3.1.1. The **General Manager, Engineering & Public Works** is authorized to place **traffic control devices** which:
- (a) regulate the movement, speed or manner of operation of **vehicles**; and
 - (b) establish **parking** and **stopping** restrictions
- on all **City properties**.
- 3.1.2. The existence of a **traffic control device** which regulates **parking** or otherwise controls traffic, is prima facie evidence that such device was duly erected and maintained by the **General Manager, Engineering & Public Works**.

3.2 Traffic Control Devices - Prohibitions

- 3.2.1. A person must not:
- (a) move, remove, deface or alter, or obstruct the view of, or otherwise interfere with any **traffic control device**;
 - (b) drive, walk on or over, any newly painted lines which are indicated by flags, traffic cones or other warning devices;
 - (c) **stop, stand** or **park a vehicle** anywhere in contravention of a **traffic control device** which indicates that **stopping, standing** or **parking** is

prohibited or restricted, except where otherwise directed by a **bylaw enforcement officer**, a **police officer**, or a **traffic enforcement agent**;
or

- (d) **park a vehicle** anywhere on a parking lot, other than between the lines or markings indicating the limits of a single **parking stall**, where **parking stalls** have been marked on such parking lot, except where a **vehicle** is larger than a **parking stall**, in which case such **vehicle** must not occupy nor encroach on more than two **parking stalls**.

3.3 Miscellaneous Parking Prohibitions

3.3.1. A person must not:

- (a) while a **vehicle** remains in an area subject to a posted limit, remove, obliterate or otherwise interfere with any markings made by a **bylaw enforcement officer** or a **traffic enforcement agent** to determine the length of time that **vehicle** remains **parked** in that location;
- (b) **stop, stand or park a vehicle**:
 - (i) in an area that is not designated a **parking space** by a **traffic control device**; or
 - (ii) on any **City property**, without valid licence plates.

3.3.2 With respect to any **City properties**, the posted limit for **parking** applies to prohibit a **vehicle** from remaining in any of the **parking spaces** within that area after the limit has expired.

3.3.3 No person shall park a **trailer** on any **City property** without the motive power unit attached.

3.4 Idling

3.4.1. No person shall cause or permit a **vehicle** to **idle** at any one time:

- (a) for more than three minutes; or
- (b) while unattended.

3.4.2 Subsection 3.4.1 does not apply to a **vehicle**:

- (a) in the course of the performance of police, fire, ambulance or other emergency duties including training activities;
- (b) assisting in an emergency activity;
- (c) contracted or owned by the **City** or the province of British Columbia while conducting public utility services;
- (d) of a **public utility corporation** while conducting service on related utilities;
- (e) operating as a tow truck;
- (f) contracted or owned by the **City** while conducting bylaw enforcement;
- (g) for which **idling** is required as part of a repair or regular pre-check maintenance process;
- (h) engaged in a parade or race or other event approved by the **City**;

- (i) **idling** while passengers are in the course of embarking or disembarking where such actions may take more than three minutes;
- (j) used to transport money or valuables in a secure manner and in which a person remains to guard the contents in the course of the loading or unloading of the money or valuables;
- (k) required to use heating or refrigeration systems powered by the motor or engine for the preservation of perishable cargo; or
- (l) while being used as a **mobile workshop**.

PART FOUR: OVERNIGHT PARKING

4.1 Exceptions to General Overnight Parking Prohibition

4.1.1. **Overnight parking of privately-owned vehicles** is prohibited on all **City properties**, with the following exceptions:

- (a) a **vehicle** operated by:
 - (i) a **police officer**, or
 - (ii) a civilian staff member of the Royal Canadian Mounted Policewho is on duty;
- (b) a **vehicle** which is in a space designated as “Staff Parking” in accordance with clause (c) of sub-section 2.1.1, provided such **vehicle** is operated by:
 - (i) a **police officer**, or
 - (ii) a staff member of the **City**who is on duty;
- (c) a **vehicle**, the **parking** of which is specifically authorized by the **Manager, Community Bylaws**; or
- (d) a **vehicle** which is **parked** in a parking lot designated for “Public Parking”, in which **overnight parking** is authorized and which has signs specifically permitting **overnight parking**.

PART FIVE: PAY PARKING AT CITY LOTS

5.1 Pay Parking Lots

- 5.1.1. The properties or portions of the properties identified in Schedule C, which is attached and forms part of this Bylaw, are designated as pay parking lots.
- 5.1.2 Subject to section 5.2, a person may only **park** a **vehicle** in any of the **pay parking lots**, as identified in Schedule C, if:
 - (a) (i) a **time period** has been selected and payment has been accepted by the **parking lot meter** and a **parking receipt** has been obtained and placed face-up inside the windshield of the **vehicle**,

with the amount paid, time and date of purchase and time and date of expiration clearly visible from outside the **vehicle** and the purchased **time period** remains valid or;

- (ii) a **stall number** has been entered and payment has been accepted by the **parking lot meter** and the purchased **time period** remains valid or
 - (iii) a **number plate** has been entered and payment has been accepted by the **parking lot meter** and the purchased **time period** remains valid.
- (b) (i) payment for a pre-determined period of time has been made through a designated **cellular payment system** based on the **number plate** of the parked **vehicle**; and
 - (ii) the time period for which a fee has been paid, as indicated by the **number plate** on the **cellular enforcement system**, has not expired; or
- (c) (i) payment pursuant to subsection 6.1.1 has been made to the City of Richmond for a **permit decal** indicating the expiry date of the relative **parking permit**; and
 - (ii) the **permit decal** has been securely affixed to the face of the **parking permit** in the proper location; and
 - (iii) the **parking permit** has been placed inside the windshield of the **vehicle** so that both the **parking permit** and **permit decal** are clearly visible from outside the **vehicle**.

5.1.3 The fees payable for parking in designated pay parking lots in the **City** are set out in the **City's Consolidated Fees Bylaw No. 8636**.

5.1.4 A person must not insert a slug or any object other than an accepted form of payment into any **parking lot meter**.

5.2 Pay Parking Exceptions

5.2.1 The provisions of subsection 5.1.2 apply to **privately-owned vehicles**, except **vehicles** displaying:

- (a) an **accessible parking permit** together with an **accessible parking validation decal**; or
- (b) a valid **parking permit** issued pursuant to Part Six.

5.2.2 The provisions of subsections 5.1.2(a) and 5.1.2(b) do not apply to any **vehicle** which:

- (a) displays British Columbia **veterans' specialty licence plates**, and
- (b) displays a **veterans' decal**.

PART SIX: PARKING PERMITS

6.1 Authorization to Issue Parking Permits

6.1.1. The **Manager, Community Bylaws** is authorized:

- (a) to issue **parking permits** or **permit decals** under such conditions as considered necessary for the proper and orderly administration of **parking**; and
- (b) to revoke or reinstate **parking permits** or **permit decals** issued under this Part.

6.1.2. A person applying for a **parking permit** or **permit decal** must pay the applicable fees as set out in the **City's Consolidated Fees Bylaw No. 8636**.

6.2 Parking Permit Requirements and Restrictions

6.2.1. A person to whom a **parking permit** has been issued must:

- (a) comply with any conditions established for that **parking permit**; and
- (b) where the **parking permit** is in the form of an identification card, attach such card to the rear-view mirror of the **vehicle**; or
- (c) where the **parking permit** is in the form of a decal, prominently display such decal on the dash or front windshield of the **vehicle**.

6.2.2. Failure to comply with any conditions established for a **parking permit** renders such permit subject to immediate revocation without notice.

6.2.3. No refunds shall be issued for fees paid in respect of **parking permits** or **permit decals**.

PART SEVEN: IMPOUNDMENT

7.1 Any **vehicle** unlawfully standing, parked, or driven on any **street, City property**, or other public place, may be, or cause to be, **impounded** by any **Police Officer**, the **General Manager, Engineering & Public Works**, the **Fire Chief**, any **Bylaw Enforcement Officer**, or their designates, or any **traffic enforcement agent**, and removed to such place as directed by such person and shall be kept there at the **owner's** risk and expense.

7.2 An **impounded vehicle** may not be released to its **owner** until the **impounding charges** are paid.

7.3 The **City** will give notice to the **owner** of every **vehicle** impounded pursuant to this Part 7 by mailing the notice by registered mail to the **owner** at the address of such **owner** as shown in the records of the Superintendent of Motor Vehicles at the date of **impoundment**.

7.4 If such **impounded vehicle** is not claimed by its **owner** within 14 days of the date such **impoundment** notice was sent by registered mail to the **owner**, such **vehicle** may be sold by the **City** at public auction and any monies received on its sale shall be applied,

- 7.4.1 firstly, to the cost of the sale;
- 7.4.2 secondly, to the cost of the removal and impoundment of the **vehicle**; and
- 7.4.3 thirdly, to the recovery of any monies owed for any outstanding fines levied under this Bylaw.

The surplus, if any, shall be sent by registered mail to the registered **owner** of the **vehicle** at the address shown for such **owner** in the records of the Superintendent of Motor Vehicles.

- 7.5 The **City** will give notice to the **owner** of every **vehicle impounded** pursuant to this Part 7, of the **City's** intention to sell such **vehicle** on the date set out in the notice, by mailing the notice by registered mail to the **owner** at the address of such **owner** as shown in the records of the Superintendent of Motor Vehicles at the date of **impoundment**.
- 7.6 The **owner** of a **vehicle** shall incur the penalties provided for any violation of this Bylaw with respect to any **vehicle** owned by them unless at the time of such violation the **vehicle** was in the possession of some person other than the **owner** without the **owner's** consent; but nothing in this section shall relieve the operator of a **vehicle**, not being the **owner**, from incurring the penalties provided for such violation.

PART EIGHT: INTERPRETATION

- 8.1 In this bylaw, unless the context otherwise requires:

ACCESSIBLE PARKING PERMIT means a valid hanger or decal issued:

- (a) pursuant to the Motor Vehicle Act & Regulations, by the Social Planning and Review Council of British Columbia (SPARC); or
- (b) pursuant to the Motor Vehicle Act & Regulations, by the Richmond Centre for Disability (RCD); or
- (c) by another province or foreign jurisdiction with respect to the parking of vehicles owned or operated by persons with disabilities.

ACCESSIBLE PARKING VALIDATION DECAL means a uniquely-coloured decal issued by the Richmond Centre for Disability (RCD) only to a resident of the **City** who possesses an **accessible parking permit** and affixed to the lower, passenger side of the windshield of a motor vehicle displaying an **accessible parking permit**.

BYLAW ENFORCEMENT OFFICER means an employee of the **City**, appointed to the job position or title of bylaw enforcement officer or licence inspector, or acting in another capacity, on behalf of the **City** for the purpose of the

enforcement of one or more of the **City** bylaws.

CELLULAR ENFORCEMENT SYSTEM	means a cellular communication system for confirming that the required parking fee has been paid based on the number plate of a parked vehicle and confirming that the period of time purchased has not expired.
CELLULAR SYSTEM PAYMENT	means a cellular communication system for accepting the payment of the required parking fee for a pre-determined period of time based on the number plate of a parked vehicle .
CITY	means the City of Richmond.
CITY PROPERTY	means any lot or parcel of land owned or leased by the City .
COUNCIL	means the Council of the City .
FIRE CHIEF	means the Fire Chief of the Richmond Fire Department.
GENERAL ENGINEERING & PUBLIC WORKS MANAGER, & PUBLIC WORKS	means the person appointed by Council to the position of General Manager of Engineering and Public Works and includes a person designated as an alternate.
IDLE, IDLING	means the operation of the engine of a vehicle while the vehicle is not in motion.
IMPOUND	includes the seizure, towing, removal and detention of any vehicle , whether being driven or not, and any other chattel, which is unlawfully placed, left, kept or driven upon a street, City property , or other public space.
IMPOUNDING CHARGES	means all expenses of removal and detention or impounding of a vehicle , and all related towing, storage and other charges.
MANAGER, COMMUNITY BYLAWS	means the Manager, Community Bylaws in the Community Safety Division of the City , and includes a person designated as an alternate.
MOBILE WORKSHOP	means a vehicle : <ul style="list-style-type: none"> (a) containing workshop equipment powered by the motor or engine of the vehicle and that must be operated inside or in association with the vehicle; or (b) serving as a facility for taking measurements or making observations or conducting

maintenance or construction and operated by or on behalf of a municipality, public utility or police, fire or emergency service.

OVERNIGHT PARKING

means the **standing** of a **vehicle**, for a period of three (3) hours or more, between 2300 hours and 500 hours each day, whether the **vehicle** is occupied or not.

OVER-TIME PARKING

means **parking** for a longer period of time than indicated on any **traffic control device** for the space in which the **vehicle** in question is **parked**.

OWNER

as applied to a **vehicle**, means:

- (a) the person who holds the legal title to the **vehicle**, and in whose name the **vehicle** is registered; or
- (b) a person who is a lessee or a mortgagor, and is entitled to be, and is, in possession of a **vehicle**.

PARK/PARKED/PARKING

means the **standing** of a **vehicle**, whether occupied or not, other than up to 5 minutes for the purpose of, and while actually engaged in, loading or unloading of property, goods, or the discharging or taking on of passengers, or in compliance with the directions of:

- (a) a police officer, a bylaw enforcement officer, or a traffic enforcement agent, or
- (b) a traffic control device.

PARKING LOT METER

means an automatic, electronic or mechanical device installed to regulate and control the **parking** of **vehicles** in a **pay parking lot** as designated in Schedule C by accepting payment and issuing a **parking receipt**.

PARKING PERMIT

means a time-limited identification hanger issued under the direction of the **Manager, Community Bylaws** which authorizes **parking** within a **pay parking lot**.

PARKING RECEIPT

means a paper receipt issued by a parking lot meter showing the date and time of purchase, the fee paid and the date and time when the purchased period expires.

PARKING STALL

means a portion of a parking lot indicated by markings, as a parking place for one **vehicle**.

PAY PARKING LOT

means any property or portion of a property as designated in Schedule C in which a **parking lot meter**, a **cellular payment system** or a **parking permit** program will be used to collect a fee for the use or occupation of a **parking stall** for **vehicles**.

PERMIT DECAL

means a colour-coded plastic sticker which is attached to a **parking permit** in a designated manner in order to validate the **parking permit** and to indicate the last month for which the fees have been paid.

POLICE OFFICER

means a member of the Royal Canadian Mounted Police.

PRIVATELY-OWNED VEHICLE

means any **vehicle** except the following:

- (a) **City** or provincial utility service vehicles;
- (b) service vehicles of a public utility corporation;
- (c) tow trucks;
- (d) parking enforcement vehicles; and
- (e) police and emergency vehicles

while being used for their intended purpose.

RECREATIONAL VEHICLE

means a **vehicle** designed to provide temporary living accommodation for travel, vacation or recreational use, and designed to be driven, towed or transported.

STALL NUMBER

means the number assigned to a **parking stall**.

STOP or STAND

means:

- (a) when required, a complete cessation from movement, and
- (b) when prohibited, the stopping or standing of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of:
 - (i) a police officer, a bylaw enforcement officer, or a traffic enforcement agent; or
 - (ii) a traffic control device.

STREET		has the meaning ascribed to in the City's Traffic Bylaw No. 5870.
TIME PERIOD		means the amount of time purchased through a parking lot meter or cellular payment system , as indicated by a purchase time and date and an expiration time and date.
TRAFFIC CONTROL DEVICE		means a sign, signal, line, meter, marking, space, barrier or device installed by authority of the General Manager, Engineering & Public Works.
TRAFFIC ENFORCEMENT AGENT		means a person employed to enforce parking regulations by a contractor with whom the City has contracted to provide traffic enforcement services.
TRAILER		means every vehicle without motive power designed for carrying persons or property, and for being drawn by a motor vehicle, and includes a semi-trailer as defined in the <i>Commercial Transport Act.</i>
VEHICLE		means the interpretation given in the <i>Motor Vehicle Act</i> and includes motor vehicle and motorcycle, as defined in that <i>Act.</i>
VETERANS' DECAL		means a uniquely-coloured decal issued by the City only to a resident of the City possessing British Columbia veterans' specialty licence plates and affixed to the lower, passenger side of the windshield of a motor vehicle owned by the same resident and displaying British Columbia veterans' specialty licence plates.
VETERANS' LICENCE PLATES	SPECIALTY	means uniquely-designed vehicle licence plates issued under the <i>Motor Vehicle Act</i> to designated members or former members of the Canadian Armed Forces, the RCMP or Municipal Police.

PART NINE: VIOLATIONS & PENALTIES

9.1 Liability of Vehicle Owner

- 9.1.1 The **owner** of a **vehicle** is liable for any violation of the regulations in this bylaw, notwithstanding that, at the time of the violation, the **vehicle** is unattended or in the possession of another person.
- 9.1.2 Upon notification of a violation to the **owner** of a **vehicle**, the burden of proving:
- (a) that the person in charge of the **vehicle** was not a person entrusted with the possession of that **vehicle** by the **owner**; or

- (b) that the legal registered **owner** is not the **owner**;
is on the **owner**.

9.2 Violations and Penalties

- 9.2.1 A violation of any of the provisions identified in this bylaw shall result in liability for penalties and late payment amounts established in Schedule A of the *Notice of Bylaw Violation Dispute Adjudication Bylaw No. 8122*; and
- 9.2.2 A violation of any of the provisions identified in this bylaw shall be subject to the procedures, restrictions, limits, obligations and rights established in the *Notice of Bylaw Violation Dispute Adjudication Bylaw No. 8122* in accordance with the *Local Government Bylaw Notice Enforcement Act, SBC 2003, c. 60*.

9.3 Tampering with Markings

No person may remove, obliterate, or otherwise interfere with any markings made by a **police officer**, **bylaw enforcement officer**, or **traffic enforcement agent** to determine the length of time a **vehicle** remains **parked** in one location.

9.4 Tampering with Notice of Bylaw Violation

- 9.4.1 No person other than the **owner** or operator of a **vehicle** is permitted to remove any notice placed on, or affixed to, such **vehicle** by a **bylaw enforcement officer**, a **police officer**, or a **traffic enforcement agent**, who is enforcing or administering this bylaw.
- 9.4.2 Once any notice has been placed on, or affixed to, a **vehicle** by a **bylaw enforcement officer**, a **police officer**, or a **traffic enforcement agent**, it is unlawful for any person to alter such notice in any manner that it may be used or acted upon by any person as if the alteration was genuine.

9.5 Offence Act Procedures

Any person who:

- 9.5.1 violates or contravenes any provision of this bylaw, or who causes or allows any provision of this bylaw to be violated or contravened;
- 9.5.2 fails to comply with any of the provisions of this bylaw;
- 9.5.3 neglects or refrains from doing anything required under the provisions of this bylaw;
or
- 9.5.4 makes any false or misleading statement to a **bylaw enforcement officer** respecting compliance with this bylaw,

commits an offence and upon conviction shall be liable to a fine of not more than Ten Thousand Dollars (\$10,000.00), in addition to the costs of the prosecution, and where the offence is a continuing one, each day that the offence is continued shall constitute a separate offence.

PART TEN: PREVIOUS BYLAW REPEAL

- 10.1** Parking (Off-Street) Regulation Bylaw No. 7094 (adopted April 25th, 2000) and Amendment Bylaw No. 7322 (adopted February 11th, 2002), are repealed.

PART ELEVEN: SEVERABILITY AND CITATION

- 11.1** If any part, section, subsection, clause or sub-clause of this bylaw is, for any reason, held to be invalid by the decision of a court of competent jurisdiction, such decision does not affect the validity of the remaining portions of this bylaw.

- 11.2** This bylaw is cited as "**Parking (Off-Street) Regulation Bylaw No. 7403**".

PART TWELVE: FEES BYLAW

- 12.1** The *Consolidated Fees Bylaw No. 8636*, as may be amended from time to time, applies to this bylaw.

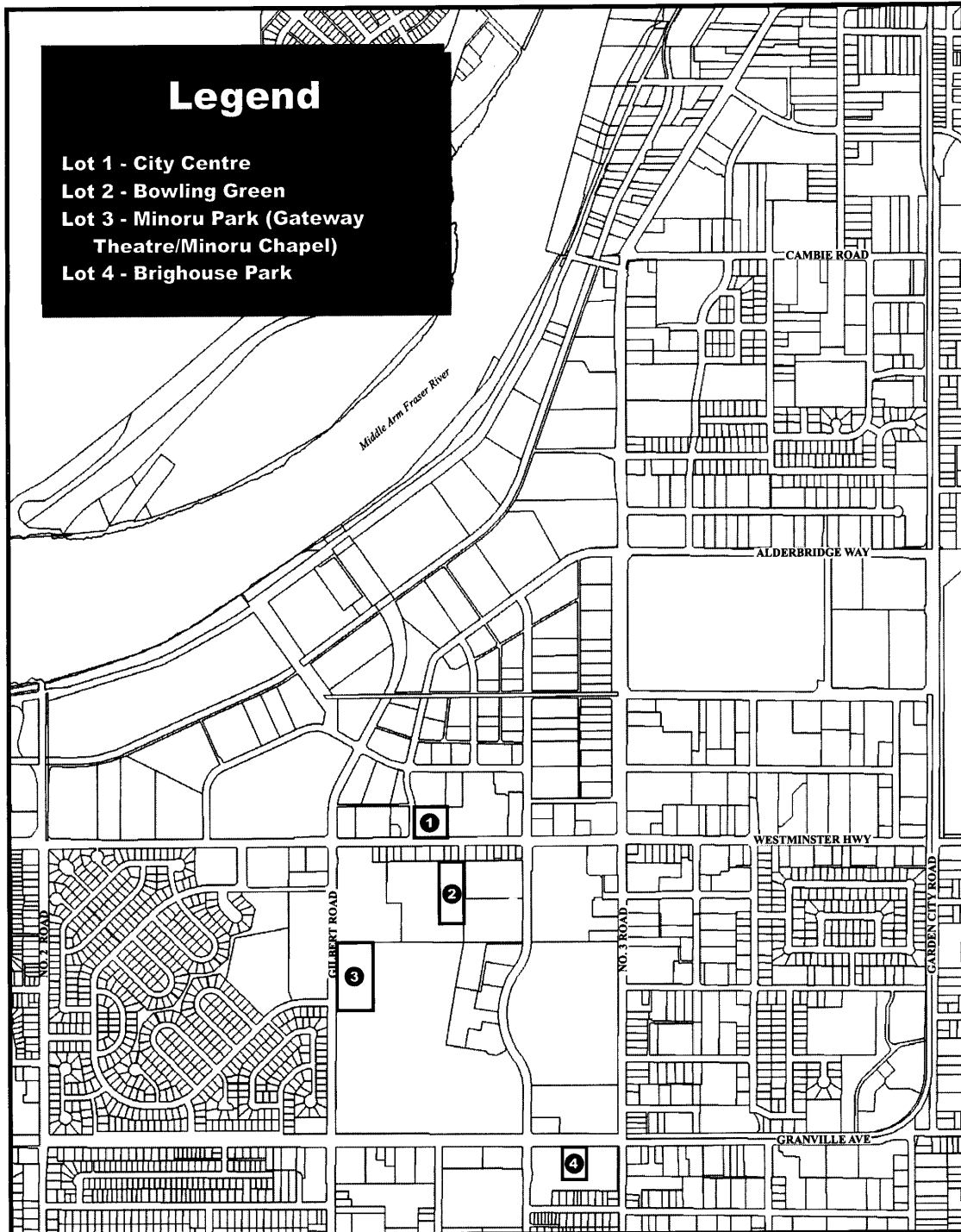
SCHEDULE A to BYLAW NO. 7403

[DELETED]

SCHEDULE B to BYLAW NO. 7403

[DELETED]

SCHEDULE C to BYLAW NO. 7403 PAY PARKING LOTS



SCHEDULE D to BYLAW NO. 7403

[DELETED]

SCHEDULE E to BYLAW NO. 7403

[DELETED]