



CITY OF  
ST. CATHARINES

## Corporate Report

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**Report from** Financial Management Services, Billing

**Date of Report:** June 6, 2013

**Date of Meeting:** June 24, 2013

**Report Number:** FMS-157-2013

**File:** 77.34.99

**Subject:** Private Parking By-law 89-357

### Recommendation

That By-law No. 89-357 be amended to add 26 Raymond Street and 43 William Street / 48 Ontario Street (known as 43 William Street) to Schedule A; and

That the City Solicitor be directed to prepare the necessary by-law. FORTHWITH

### Background

By correspondence received March 8, 2013, the Niagara Regional Police Services (NRPS) are requesting parking enforcement be provided by the City of St. Catharines municipal by-law enforcement officers with respect to NRPS employee parking lots, Monday to Friday between 9:00am and 6:00pm.

### Report

By-law 89-357 was created for private facilities to “prohibit the parking or leaving of motor vehicles on private property without the consent of the owner or occupant of the property”. The *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, permits municipalities to regulate parking in private parking lots and on other private property, and to arrange for the removal of vehicles parked on private lands without the owner’s consent.

On February 11, 2013, in response to requests that the City assume responsibility for parking enforcement of privately owned downtown parking lots, Legal staff reported that the City does not currently contract for parking enforcement on a 24/7 basis and has not actively patrolled or enforced parking regulations on private property (other than fire routes and accessible parking). Staff concluded that the additional costs incurred to provide private lot patrols would not be offset by the additional ticket revenue earned.

The NRPS request differs from the previous one as the enforcement requested is during regular working hours. It is within the beats already assigned to our officers and made by another government agency with which the City works closely. The lots are located in close proximity to City lots which will benefit from the increased enforcement of the NRPS lots. Municipal by-law enforcement officers would be required to patrol the two

NRPS employee parking lots Monday to Friday between 9:00am and 6:00pm. As this schedule would utilize staff currently deployed in the downtown core, no additional costs are expected to be incurred.

### **Financial Implications**

The City would retain the parking infraction revenue along with other meter or monthly parking revenue from the vehicles no longer parking illegally in the private lots.

### **Conclusion**

As the City's parking enforcement staff currently have capacity to provide the requested services at no additional cost to the City, staff recommend adding the lots known as 26 Raymond Street and 43 William Street to By-law 89-357 for private property patrol.

### **Submitted by:**

Tracey Miller, Billing Manager

### **Prepared by:**

Tracey Miller, Billing Manager

### **Approved by:**

Shelley Chemnitz, CA, Director/Treasurer