

CITY OF KELOWNA

BYLAW NO. 11851

Amendment No. 34 to Traffic Bylaw No. 8120

The Municipal Council of the City of Kelowna, in open meeting assembled, enacts that the City of Kelowna Traffic Bylaw No. 8120 be amended as follows:

1. THAT PART 1 – INTRODUCTIONS, 1.4 Definitions, 1.4.1 Definitions be amended by:

- a) adding new definitions in their appropriate locations as follows:

“Block-face” means either side of a **highway** between two consecutive features intersecting that **highway**. The features can be named **highways** or boundaries of standard geographic areas, not including **lanes** and **driveways**.

“Car Share Organization” means operations that allow members of the public to book cars on a short-term as-needed basis, paying only for the time they use the car and the mileage they drive. The operators are responsible for maintenance, insurance and vehicle booking through an online application.

“Car Share Vehicle (Classic)” means any **vehicle** owned or leased by a **car share organization** where the vehicle is returned to the same location at the end of every booking to a designated parking area.

“Car Share Vehicle (One-Way)” means any **vehicle** owned or leased by a **car share organization** which is shared among the organizations members and has no fixed or dedicated parking space.

“Car Share Vehicle Parking Space” means a parking space reserved for the exclusive use of a **Car Share Vehicle (Classic)** or **Car Share Vehicle (One-Way)**.

“Community Based Car Share Vehicle” means any **vehicle** owned or leased by a member-owned organization, co-operative association, or non-profit organization incorporated under the laws of British Columbia.

“Off-Season” Parking means rates and restrictions that are applicable on any date/time between September 16th and May 14th.

“Summer Season” Parking means rates and restrictions that are applicable on any date/time between May 15th and September 15th.

- b) deleting the name **“Pay by Phone”** and replacing it with **“Virtual Parking Payment”** and placing it in its appropriate location;

c) deleting all references to "**Pay by Phone**" and replacing it with "**Virtual Parking Payment**".

d) deleting the definition for **Permit** that reads:

"**Permit**" means a document in writing issued pursuant to this Bylaw.

and replacing it with:

"**Permit**" means a document issued in writing or electronically linked to a licence plate pursuant to this Bylaw.

2. AND THAT **Part 4 – PARKING REGULATIONS, 4.1.2 Parking Prohibitions** be amended as follows:

a) Deleting sub-section (cc) that reads:

"on any public parking lot operated by the **City** where **traffic control devices** indicate the length of time allowed for parking, in contravention of the length of time indicated on the applicable **traffic control device**,"

And replacing it with:

"on any public parking lot operated by the **City** where a **traffic control device** indicates the length of time allowed for parking, after the time allowed has been exceeded, measured from the time when the **vehicle** was first parked on the same calendar day, regardless of whether the **vehicle** has moved,"

b) Deleting sub-section (ff) that reads:

"on any **highway** where the length of time allowed for a parking space is controlled by a **traffic control device** and where a **vehicle** has been parked at a parking space for any period of time, after having moved the **vehicle**, the **owner** or operator of such **vehicle** shall not, having left such a parking space, permit the immediate parking of such **vehicle** in the same or any other parking space on either side of the same block,"

And replacing it with:

"anywhere within a **block-face** where a **traffic control device** indicates the length of time allowed for parking, after the time allowed has been exceeded, measured from the time when the **vehicle** was first parked on the same calendar day, regardless of whether the **vehicle** has moved,"

- c) Adding a new sub-section (uu) in its appropriate location that reads:

"on public property while displaying a licence plate that is partially or completely obstructed with dirt or foreign material, so that the numbers and letters on it cannot be plainly seen and read at all times and so that the numbers and letters may be accurately photographed using a licence plate recording device or camera used for monitoring compliance with this bylaw or to record evidence of a violation."

- d) Adding a new sub-section (vv) in its appropriate that reads:

"in a **block-face** within a residential zoned area of the City Centre, South Padosy or Capri-Landmark Urban Centre areas, as defined in the Official Community Plan, between the hours of 9:00 a.m. and 6:00 p.m. on weekdays (excluding Statutory Holidays), for more than 3 hours without a valid **permit** effective as of May 15, 2020."

3. AND THAT **Part 4 – PARKING REGULATIONS** be amended by:

- a) Adding a new sub-section **4.6 Car Sharing** in its appropriate location that reads:

"4.6 Car Sharing

- 4.6.1 Car Share Permits. A **Car Share Vehicle (Classic)** or **Car Share Vehicle (One-Way)** operated by a **Car Share Organization** with a valid **On-Street Parking Permit** or **Reserved Off-Street Parking Permit** shall not be subject to the penalties provided for the breach of Subsections 4.1.2(bb), (v) or (vv) of this Part so long as that permit(s) remains valid and subsisting.

- (a) The **Car Share Organization** shall register the current licence plate number for each authorized **Car Share Vehicle (Classic)** or **Car Share Vehicle (One-Way)** with the **City**, or
- (b) The **Car Share Organization** shall ensure each **vehicle** is parked in a location designated for exclusive or non-exclusive use by **vehicles** registered to the **Car Share Organization** when not booked.
- (c) The **City** reserves the right to limit the number of permits issued to **Car Share Vehicles (Classic)** or **Car Share Vehicles (One-Way)**, either by type of permit/vehicle or area.
- (d) Permits will be linked to the plate number registered to each **Car Share Vehicle (Classic)** or **Car Share Vehicle (One-Way)** and are invalid if used with any other **vehicle**/licence plate."

4. AND THAT **SCHEDULE "A" FEES, PART 4 – PARKING REGULATIONS** Subsection 4.3.1 (d) Reserved On-Street Parking Permit Fees be deleted that reads:

"Subsection 4.3.1(d) Reserved On-Street Parking Permit Fee

- a) Reserved On-Street Parking permit fee: \$11.00 per day per stall/permit
 \$11.00 per day per meter hood
- b) Security Deposit (Per Permit/Meter Hood): \$25.00 each"

And replacing it with:

"Subsection 4.3.1(d) Reserved On-Street Parking Permit Fees

PERMIT AREA	FEE (Per calendar day/per stall)
A (Summer)	\$21.00*
A (Off-Season)	\$18.00*
B (Summer)	\$14.00*
B (Off-Season)	\$12.00*
C	\$12.00*
D	\$12.00*
E	\$12.00*
F	\$12.00*
G	\$16.00*
H	\$16.00*

* Applicable taxes included

Security Deposit (if Required)	\$25.00 per meter bag
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5. AND THAT SCHEDULE "A" FEES, PART 4 – PARKING REGULATIONS Subsection 4.3.3 On-Street Pay Parking & Short Term Parking Lot be deleted that reads:

"Subsection 4.3.3 On-Street Pay Parking & Short Term Parking Lot**

FEE	PERMITTED PARKING TIME
\$0.25*	12 Minutes
\$0.50*	24 Minutes
\$0.75*	36 Minutes
\$1.00*	48 Minutes
\$1.25*	60 Minutes (1 hour)
\$1.50*	72 Minutes
\$2.00*	96 Minutes
\$2.50*	120 Minutes (2 hours)

* Applicable taxes are included.

\$ 12.00** 1 Month – Bicycle Locker Rental

**Plus Applicable taxes.

** *Designated Off-Street Pay Parking - "Short Term Parking Lots":*

- Water Street Boat Launch Lot (1354 Water Street)
- Ellis & Lawrence Lot A (483 Lawrence Avenue)
- Museum Parking Lot (470 Queensway – Access from Ellis Street)"

And replacing it with:

"Subsection 4.3.3 On-Street Pay Parking & Short Term Parking Lot**

ZONE	FEE			
	<u>1st and 2nd Hours</u>	<u>3rd to Maximum Hours</u>	<u>Evening Hours (As Posted)</u>	<u>Weekend Hours (As Posted)</u>
A (Summer) <i>Downtown</i> (Effective May 15, 2020)	\$1.75*	\$3.50*	\$1.50*	\$1.50*
A (Off-Season) <i>Downtown</i> (Including Summer 2019)	\$1.50*	\$3.00*	\$1.25*	\$1.25*
B (Summer) <i>Downtown</i> (Effective May 15, 2020)	\$1.50*	\$3.00*	No Charge	\$1.25*
B (Off-Season) <i>Downtown</i> (Including Summer 2019)	\$1.25*	\$2.50*	No Charge	\$1.25*
C <i>Downtown</i>	\$1.25*	\$1.25*	No Charge	\$1.25*

D <i>South Pandosy</i>	\$1.25*	Not Available	No Charge	No Charge
E <i>South Pandosy</i>	\$1.25*	\$1.25*	No Charge	No Charge
F <i>South Pandosy</i>	\$1.25*	\$1.25*	No Charge	No Charge
G <i>Hospital Area</i>	\$1.25*	\$1.25*	\$1.25*	\$1.25*
H <i>Hospital Area</i>	\$1.25*	\$1.25*	No Charge	\$1.25*
1 (OS Lots)	\$1.25*	\$1.25*	\$1.25*	\$1.25*
2 (OS Lots)	\$1.25*	\$1.25*	No Charge	No Charge

* Applicable taxes included.

DESCRIPTION	TERM	FEE
Bicycle Locker	1 Calendar Month	\$ 12.00**

**Plus Applicable taxes.

Zone 1 - Off-Street Pay Parking – Designated Short Term Parking Lots:

- Water Street Boat Launch Lot 602 (1354 Water Street)
- Museum Parking Lot 608 (470 Queensway/1420 Ellis Street)

Zone 2 - Off-Street Pay Parking – Designated Short Term Parking Lots:

- Ellis & Lawrence Lot 614 (483 Lawrence Avenue)"

6. AND THAT **SCHEDULE "A" FEES, PART 4 – PARKING REGULATIONS subsection 4.4.2 (a) – Off Street Pay Parking (Long Term Parking Lot)** be deleted that reads:

"Subsection 4.4.2 (a) - Off-Street Pay Parking (Long Term Parking Lot)

<u>FEE</u>	<u>PERMITTED PARKING TIME</u>
\$ 1.00*	1 Hour
\$ 6.00*	1 Day (Standard Vehicle - Regular Operating Hours for Lot)***
\$ 3.00*	1 Day (Motorcycle – Regular Operating Hours for Lot)
\$ 7.00*	Special Event Parking
	*Applicable taxes are included.
\$ 12.00**	1 Month – Bicycle Locker Rental
\$ 78.08**	1 Month – Random Parking
\$ 117.62**	1 Month – Reserved Stall***
	**Plus Applicable taxes.

Above Rates apply to all City Owned Parking Lots not otherwise specified in this bylaw.

**** Not Available at all parking lots."*

And replacing it with:

"Subsection 4.4.2 (a) - Off-Street Pay Parking (Long Term Parking Lot)

DESCRIPTION	TERM	FEE (Zone 3)	FEE (Zone 4)
Hourly	1 Hour	\$1.00 ¹	\$1.00 ¹
Daily (Vehicle) ³	1 Calendar Day	\$6.50 ¹	\$6.50 ¹
Daily (Motorcycle) ³	1 Calendar Day	\$3.00 ¹	\$3.00 ¹
Special Events ³	As/when Indicated On-Site	Hourly/Daily	\$7.00 ¹
Bicycle Locker ³	1 Calendar Month	\$12.00 ²	\$12.00 ²
Random Parking Permit ³	1 Calendar Month	\$81.79 ² (Sept 1, 2019)	\$81.79 ² (Sept 1, 2019)
		\$90.00 ² (June 1, 2020)	\$90.00 ² (June 1, 2020)
Reserved Stall Permit ³	1 Calendar Month	\$150.00 ²	\$150.00 ²

¹ Applicable taxes included.

² Plus Applicable taxes.

³ Not Available at all locations.

Zone 3 - Off-Street Pay Parking – Long Term Parking Lots:

- City Hall Lot 605 (1435 Water Street) – *Monthly Parking Restricted to Facility Staff*
- Police Services Lot 643 (1190 Richter Street) – *Monthly Parking Restricted to Facility Staff*

Zone 4 - Off-Street Pay Parking – Long Term Parking Lots:

- Applies to all City Owned Parking Lots not otherwise specified in this bylaw."

7. AND THAT SCHEDULE "A" FEES, PART 4 – PARKING REGULATIONS **subsection 4.4.2 (b) – Off-Street Pay Parking – Peripheral Lot (Long Term Parking Lot)** be deleted that reads:

"Subsection 4.4.2(b) – Off-Street Pay Parking – Peripheral Lot (Long Term Parking Lot)

<u>FEE</u>	<u>PERMITTED PARKING TIME</u>
\$ 1.00*	1 Hour
\$ 6.00*	1 Day (Standard Vehicle - Regular Operating Hours for Lot)***
\$ 3.00*	1 Day (Motorcycle – Regular Operating Hours for Lot)
\$ 5.00*	24 Hour Parking for Vehicle with Boat Trailer Only (Cook Rd Boat Launch)
\$ 7.00*	Special Event Parking
	*Applicable taxes are included.
\$ 12.00**	1 Month – Bicycle Locker Rental
\$ 62.87**	1 Month – Random Parking
	**Plus Applicable taxes.

*** Not Available at all parking lots.

Available only in designated **Off-Street Pay Parking** – Peripheral Lots located at:

- Waterfront Park Lot (1200 Water Street)
- City Park Lot (1600 Abbott St) – *Monthly Parking in Off-Season Only*
- Cook Rd Boat Launch (3786 Lakeshore Rd) – *Monthly Parking in Off-Season Only*

And replacing it with:

"Subsection 4.4.2(b) – Off-Street Pay Parking – Peripheral Lot (Long Term Parking Lot)"

DESCRIPTION	TERM	FEE (Zone 5)	FEE (Zone 6)
Hourly (Vehicle)	1 Hour	\$1.00 ¹	\$1.00 ¹
Daily (Vehicle) ³	1 (Calendar) Day in the Summer Season	\$6.00 ¹	\$10.00 ¹
Daily (Vehicle) ³	1 (Calendar) Day in the Off-Season	\$6.00 ¹	\$6.00 ¹
Daily (Motorcycle) ³	1 (Calendar) Day	\$3.00 ¹	\$3.00 ¹
Vehicle with Boat Trailer	1 Hour in the Summer Season	Not Available	\$5.00 ¹ (Effective May 15, 2020)
Vehicle with Boat Trailer	12 Hours in the Summer Season	Not Available	\$25.00 ¹ (Effective May 15, 2020)
Vehicle with Boat Trailer	24 Hours in the Summer Season	Not Available	\$40.00 ¹ (Effective May 15, 2020)
Vehicle with Boat Trailer	1 Hour in the Off-Season	Not Available	\$2.00 ¹ (Including Summer 2019)
Vehicle with Boat Trailer	12 Hours in the Off-Season	Not Available	\$12.00 ¹ (Including Summer 2019)
Vehicle with Boat Trailer	24 Hours in the Off-Season	Not Available	\$20.00 ¹ (Including Summer 2019)
Special Events ³	As/when Indicated On-Site	Hourly/Daily	Hourly/Daily
Bicycle Locker ³	1 Calendar Month	\$12.00 ²	\$12.00 ²
Random Parking Permit ³	1 Calendar Month	\$65.86 ² (Sept 1, 2019)	\$65.86 ² (Sept 1, 2019)
		\$75.00 ² (June 1, 2020)	\$75.00 ² (June 1, 2020)

¹ Applicable taxes included.

² Plus Applicable taxes.

³ Not Available at all locations.

Zone 5 - Off-Street Pay Parking – Peripheral Lots:

- City Park Lot 616 (1600 Abbott St) – *Monthly Parking in Off-Season Only*
- Gyro Beach Park Lot 639 (3360 Lakeshore Rd) – *Monthly Parking in Off-Season Only*
- Rotary Beach Park Lot (3726 Lakeshore Rd) – *Monthly Parking in Off-Season Only*

Zone 6 - Off-Street Pay Parking – Peripheral Lots:

- Cook Rd Boat Launch Lot 618 (3786 Lakeshore Rd) – *Monthly Parking in Off-Season Only*

8. AND THAT SCHEDULE "A" FEES, PART 4 – PARKING REGULATIONS, subsection **4.4.3 Off-Street Pay Parking (Structured Parking Garage)** be deleted that reads:

"Subsection 4.4.3 Off-Street Pay Parking (Structured Parking Garage)"

FEE

PERMITTED PARKING TIME

\$ 1.00*	1 Hour
\$ 6.00*	1 Day (Standard Vehicle - Regular Operating Hours for Lot)***
\$ 3.00*	1 Day (Motorcycle – Regular Operating Hours for Lot)
\$ 5.00*	Special Event Parking (Library Plaza and Chapman Parkades)
\$ 3.00*	Special Event Parking (Memorial Parkade Only)

*Applicable taxes are included.

\$ 12.00**	1 Month – Bicycle Locker Rental
\$ 78.08**	1 Month – Random Parking
\$ 117.62**	1 Month – Reserved Stall***

**Plus Applicable taxes.

*** Not Available at all parking garages."

And replacing it with:

"Subsection 4.4.3 Off-Street Pay Parking (Structured Parking Garage)"

DESCRIPTION	TERM	FEE (Zone 7)	FEE (Zone 8)
Hourly	1 Hour	\$1.00 ¹	\$1.00 ¹
Daily (Vehicle) ³	1 Calendar Day	\$6.00 ¹	\$6.00 ¹
Daily (Motorcycle) ³	1 Calendar Day	\$3.00 ¹	\$3.00 ¹
Special Events	As/When Indicated On-Site	\$5.00 ¹	\$3.00 ¹
Bicycle Locker ³	1 Calendar Month	\$12.00 ²	\$12.00 ²
Random Parking Permit ³	1 Calendar Month	\$81.79 ² (Sept 1, 2019)	\$81.79 ² (Sept 1, 2019)
		\$90.00 ² (June 1, 2020)	\$90.00 ² (June 1, 2020)
Reserved Stall Permit ³	1 Calendar Month	\$150.00 ²	Not Available

¹ Applicable taxes included.

² Plus Applicable taxes.

³ Not Available at all locations.

Zone 7 – Structured Parking Garages:

- Library Plaza Parkade - Lot 604 (1360 Ellis Street)
- Chapman Parkade - Lot 613 (345 Lawrence Avenue)

Zone 8 – Structured Parking Garages:

- Memorial Parkade - Lot 641 (1420 Ellis Street)”

9. AND THAT **SCHEDULE “A” FEES, PART 4 – PARKING REGULATIONS** be amended by adding in its appropriate location the following:

a) **Subsection 4.6.1(a) Car Share Parking Fees (Community Based Car Share Vehicles)**

DESCRIPTION	TERM	FEE
On-Street Pay Parking Area	1 Calendar Month	50%¹ of On-Street Pay Parking Daily Permit Fee (Subsection 4.3.1(d))
Off-Street Pay Parking – Long Term Lot	1 Calendar Month	50%¹ of Off-Street Pay Parking (Long Term Lot) Fee (Subsection 4.4.2(a))
Off-Street Pay Parking – Long Term (Peripheral) Lot	1 Calendar Month	50%¹ of Off-Street Pay Parking (Long Term Peripheral Lot) Fee (Subsection 4.4.2(b))
Off-Street Pay Parking – Structured Garage	1 Calendar Month	50%¹ of Off-Street Pay Parking (Structured Parking Garage) Fee (Subsection 4.4.3)
On-Street Non-Pay Parking Area, Reserved Space	1 Calendar Month	25%¹ of Off-Street Pay Parking (Long Term Peripheral Lot) Fee (Subsection 4.4.2(b))
On-Street Non-Pay Parking Area, Random Permit (Non-Reserved)	1 Year	Admin Fee - 2 x Current Rate for a 12-month Residential Permit Fee in Subsection 4.3.2
Off-Street Non-Pay Parking Area, Random Permit (Non-Reserved)	1 Year	Admin Fee - 2 x Current Rate for a 12-month Residential Permit Fee in Subsection 4.3.2

¹ First year rate will be 50% of posted fees to encourage adoption of newly added vehicles.

b) **Subsection 4.6.1(b) Car Share Parking (All Other/For Profit)**

DESCRIPTION	TERM	FEE
On-Street Pay Parking Area	1 Calendar Month	80%¹ of On-Street Pay Parking Daily Permit Fee (Subsection 4.3.1(d))
Off-Street Pay Parking – Long Term Lot	1 Calendar Month	80%¹ of Off-Street Pay Parking (Long Term Lot) Fee (Subsection 4.4.2(a))
Off-Street Pay Parking – Long Term (Peripheral) Lot	1 Calendar Month	80%¹ of Off-Street Pay Parking (Long Term Peripheral Lot) Fee (Subsection 4.4.2(b))
Off-Street Pay Parking – Structured Garage	1 Calendar Month	80%¹ of Off-Street Pay Parking (Structured Parking Garage) Fee (Subsection 4.4.3)

On-Street Non-Pay Parking Area, Reserved Space	1 Calendar Month	40% ¹ of Off-Street Pay Parking (Long Term Peripheral Lot) Fee (Subsection 4.4.2(b))
On-Street Non-Pay Parking Area, Random Permit (Non-Reserved)	1 Year	Admin Fee - 4 x Current Rate for a 12-month Residential Permit Fee in Subsection 4.3.2
Off-Street Non-Pay Parking Area, Random Permit (Non-Reserved)	1 Year	Admin Fee - 4 x Current Rate for a 12-month Residential Permit Fee in Subsection 4.3.2

¹ First year rate will be 50% of posted fees to encourage adoption of newly added vehicles.

10. AND THAT **SCHEDULE "A" FEES, PART 4 – PARKING REGULATIONS**, subsection **4.6 Parking Fees and Charges – Annual CPI Adjustment** be deleted that reads:

"Subsection 4.6 Parking Fees and Charges – Annual CPI Adjustment"

Parking rates in this Schedule are based upon the 2016 **Consumer Price Index (CPI)**. **Annual Parking Rate Adjustments** will be made annually on June 1st, based on the **CPI** (British Columbia, all items) value from the preceding year. Any adjustments to short-term parking rates (hourly, daily, special event) will be rounded to the nearest \$0.25 for ease of use by customers paying with cash/coin. Annual adjustment calculations that do not result in an amendment will be compounded until such time an increase is indicated."

And replacing it with:

"Subsection 4.7 Parking Fees and Charges – Annual CPI Adjustment"

Parking rates and fees shown in Part 4 of Schedule A are based upon the 2016 **Consumer Price Index (CPI)**. **Annual Parking Rate Adjustments** to all fees and charges in Part 4 of Schedule A will be made each year on June 1st, based on the **CPI** (British Columbia, all items) value from the preceding year. Any adjustments to short-term parking rates (hourly, daily, special event) will be rounded to the nearest \$0.25 for ease of use by customers paying with cash/coin. Annual adjustment calculations that do not result in an amendment will be compounded until such time an increase is indicated."

11. AND THAT **SCHEDULE "A" FEES, PART 5 – HIGHWAY USE REGULATIONS**, subsection **5.4.2 Road Usage and Hoarding Permit (RUP & HP)** be deleted that reads:

Meter Bags	\$0	\$5.00 Per day per bag	\$25.00 per bag
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And replacing it with:

Meter Bags	\$0	Refer to SCHEDULE "A" FEES, Subsection 4.3.1(d) - Reserved On-Street Parking Permit Fees for rates
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12. This bylaw may be cited for all purposes as "Bylaw No. 11851, being Amendment No. 34 to Traffic Bylaw No. 8120."
13. This bylaw shall come into full force and effect and be binding on all persons as of as of the date of adoption.

Read a first, second and third time by the Municipal Council this 29th day of July, 2019.

Adopted by the Municipal Council of the City of Kelowna this

Mayor

City Clerk