



Idling Control Enforcement Policy

APPROVED DATE

PURPOSE

To establish guidance for how Idling Control Bylaw No. 12378 (the Bylaw) will be enforced.

POLICY SCOPE

Idling Control Bylaw No. 12378 establishes a one-minute idling maximum with exemptions for emergency vehicles, armoured motor vehicles, vehicle testing and maintenance, races and parades, vehicles in traffic, commercial vehicles powering heating or refrigeration systems, and transit vehicles during operational vehicles.

The one-minute idling maximum applies to vehicles idling while parked in a:

- parking lot
- driveway
- drop-off zone
- laneway
- street
- pick-up zone or drive-thru restaurant, etc.

The Bylaw applies to all drivers of motor vehicles on highways, municipal, private, and commercial property within city limits of Kelowna.

The Bylaw does not apply to zero emissions vehicles and partial-emissions vehicles or those with start-stop technology while the electric motor/generator assists the gas engine.

BACKGROUND

Idling control policy demonstrates the commitment of municipal government to change damaging environmental behaviors while significantly raising public awareness and compliance. Idling control aligns well with Council's priorities respecting climate change, including green fleet policies, employee trip reductions, improved public transit and energy conservation.

PROGRAM GUIDELINE

The following definitions apply for the purposes of this Policy:

Auxiliary power system or "APS" means any device that is permanently dedicated to the motor vehicle on which it is installed and provides electrical, mechanical, or thermal energy to the primary diesel engine, truck cab, and/or sleeper berth, bus's passenger compartment or any other commercial vehicle's cab, as an alternative to idling the primary diesel engine.

Bylaw enforcement officer means a bylaw enforcement officer appointed by Council of the City of Kelowna pursuant to section 36(1) of the Police Act, RSBC 1996, c. 367.

Idle reduction technologies mean technologies that will reduce or prevent idling, including the use of batteries, fuel cells, power inverter/chargers for on-shore electrical power, on-shore electric power infrastructure also known as truck stop electrification, and other technologies that produce minimal or no emissions, including but not limited to **auxiliary power systems**.

Effective Date	Revised Date	Authorized By	Approved By
		General Manager, Infrastructure	City Manager

Motor vehicle owner includes any person who owns, leases, operates, or controls a motor vehicle or fleet of motor vehicles or a person in possession of a motor vehicle under a contract by which he or she may become its owner on full compliance with the contract.

1. Bylaw Compliance and Enforcement

- a) Enforcement of the Bylaw will be based on complaints, focus on education, and follow progressive enforcement practices.
- b) All idling complaints will be directed to the Regional Air Quality Program Coordinator.
- c) The Regional Air Quality Program Coordinator may access limited personal information for the purposes of contacting operators or **motor vehicle owners** regarding compliance with the Bylaw.
- d) For the first contravention, the Regional Air Quality Program Coordinator will issue a warning, verbal or written, to any operator or **motor vehicle owner** that violates section 5 or 6 of Idling Control Bylaw No. 12378.
- e) For second and subsequent contraventions, the Regional Air Quality Program Coordinator may direct idling complaints to a **bylaw enforcement officer** to issue a penalty to the operator or **motor vehicle owner**.

2. Education and Awareness

- a) An education period will be in place for 180 days following adoption of the Bylaw to raise awareness of the bylaw regulations. During this period, the Regional Air Quality Program Coordinator will issue up to two warnings to an operator or **motor vehicle owner** before directing complaints to a **bylaw enforcement officer** to issue a penalty.
- b) One warning issued during the education period is not considered to be the first contravention for the purposes of section 1 of this Policy.

3. Use of Alternative Technologies

- a) The Regional Air Quality Program Coordinator will encourage operators and **motor vehicle owners** to equip vehicles with **idle reduction technologies**, particularly for those otherwise exempt under section 6 of the Bylaw.

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