

**HALIFAX REGIONAL MUNICIPALITY
BY-LAW NUMBER P-1200
RESPECTING ON-STREET PARKING PERMITS**

BE IT ENACTED by the Council of the Halifax Regional Municipality under the authority of section 154 of the *Motor Vehicle Act*, R.S.N.S., 1989, c. 293, as amended, as follows:

Short Title

1. This By-law may be cited as the “*On-Street Parking Permits By-law*”.

Interpretation

2. In this By-law,

(a) “Annual Resident Parking Permit” means an annual permit that is issued to a resident for use only in the zone in which the resident resides, as set out in sections 10-15;

(b) “Annual Carshare Vehicle Permit” means an annual permit that is issued to a carshare vehicle organization for use in zones designated as set out in sections 45-49;

(c) Repealed.

(d) Repealed.

(e) “CAO” means the Chief Administrative Officer of the Municipality;

(f) “carshare vehicle” means a four-wheeled automobile, van, or pick-up truck owned and operated by a carshare vehicle organization;

(g) “carshare vehicle organization” means a legal entity whose principal business is to provide its members, for a fee, with a vehicle-sharing service by which such members have access to a fleet of shared vehicles, numbering no fewer than ten, which they may reserve for use on an hourly basis and which the Parking Administrator has approved;

(h) “commercial motor vehicle” means a motor vehicle having attached thereto a truck or delivery body and includes an ambulance, hearse, casket wagon, fire apparatus, police patrol, motor bus, and other motor vehicles used for the transportation of goods;

(ha) “Commuter Parking Permit” means a monthly permit issued to any individual for use only on a street or street block approved by the Parking Administrator, as set out in section 34-39;

(i) “day” means a calendar day;

(ia) Repealed.

(j) “dwelling unit” means living quarters that

(i) are accessible from a private entrance, either outside the building or in a common area within the building,

(ii) are occupied or, if unoccupied, are reasonably fit for occupancy,

(iii) contain kitchen facilities within the unit, and

(iv) have toilet facilities that are not shared with the occupants of other dwelling units;

(k) “employee” means an employee of the Municipality;

(l) “exemptible traffic sign” means a sign erected by the Traffic Authority:

(i) permitting one hour parking,

(ii) permitting two hour parking,

(iia) permitting three hour parking,

(iii) prohibiting parking for an hour in the morning or the afternoon,

(iv) prohibiting parking for an hour in both morning and afternoon, or

(v) prohibiting parking except by permit;

(m) “inspector” means a construction inspector of the Municipality, or such other persons as designated by the CAO;

(n) repealed;

(o) “Municipal Parking Permit” means a permit issued to the Municipality or an employee of the Municipality, as set out in sections 40-44;

(p) “Municipality” means the Halifax Regional Municipality;

(q) “Parking Administrator” means the person appointed by the CAO to be the Parking Administrator and includes a designate of the Parking Administrator;

(r) “parking meter” means a mechanical or electronic device that indicates that a period of time shall be purchased by payment during which parking is permitted in the parking space to which such meter relates;

(s) “pay station” means a mechanical or electronic device that indicates a period of time shall be purchased by payment during which parking is permitted in the pay parking zone to which such station relates, excluding a parking meter;

(t) “recreational vehicle” means a motor vehicle designed, constructed or reconstructed, equipped and used or intended to be used primarily for sleeping, eating and living quarters, and includes a motorized home or a bus converted for such purposes;

(ta) “Student Commuter Parking Permit” means a monthly permit issued to any student for use only on a street or street block approved by the Parking Administrator, as set out in sections 39A to 39D;

(u) “Temporary Resident Parking Permit” means a temporary permit that is issued to a resident for use only in the zone in which the resident resides, as set out in sections 16-23;

(v) repealed;

(w) “Traffic Authority” means the Traffic Authority of the Municipality appointed pursuant to section 321 of the *Halifax Regional Municipality Charter* and section 86 of the *Motor Vehicle Act*;

(x) “vehicle owner” means the person issued the vehicle’s license plates, as indicated on the Vehicle Permit for the vehicle, and includes any other person who holds the legal title of the vehicle;

(xa) “Visitor Parking Permit” means a permit that is issued to a resident for use only in the zone for which it is issued, as set out in sections 24-28; and,

(y) “zone” means a geographical area set out in Schedule A of this By-law in respect of which a permit may be issued.

Application of By-law

3. The Municipality is divided into zones as set out in Schedule A.

4. A permit issued under this By-law shall be an exemption for the particular permit issued.

5. This By-law creates the following permits:

(a) Annual Resident Parking Permit;

(b) Temporary Resident Parking Permit;

(c) Visitor Parking Permit;

- (d) repealed;
- (e) Commuter Parking Permit;
- (ea) Student Commuter Parking Permit;
- (f) Municipal Parking Permit;
- (g) Annual Carshare Vehicle Parking Permit; and
- (h) repealed.

6. For the Annual Resident Parking Permit, the Temporary Resident Parking Permit, and the Carshare Vehicle Parking Permit this By-law shall apply only to the following eligible vehicles:

- (a) a private passenger vehicle other than recreational vehicle;
- (b) a motorcycle; and
- (c) trucks of less than one ton capacity.

7. For the Visitor Parking Permit, the Commuter Parking Permit, the Student Commuter Parking Permit, and the Municipal Parking Permit, this By-law shall apply to all vehicles:

- (a) private passenger vehicles other than recreational vehicles;
- (b) motorcycles; and
- (c) commercial motor vehicles.

7A. Repealed.

8. Any permit issued pursuant to this By-law is an exemption from certain parking restrictions within the Municipality as set out in this By-law.

Required Information for Parking Permits

9. An applicant for every permit shall provide the following information to the Parking Administrator:

- (a) the completed Application; and,
- (b) any fee prescribed by *Administrative Order 15*.

Annual Resident Parking Permit

10. The purpose of the Annual Resident Parking Permit is to increase access to on-street parking for residents that own or lease vehicles.

11. A person is eligible for an Annual Resident Parking Permit if:

(a) the person resides in the zone in which the Annual Resident Parking Permit will apply;

(b) a valid Annual Resident Parking Permit has not already been issued for the dwelling unit where the applicant resides; and,

(c) the person is a resident of a property containing not more than four (4) dwelling units.

12. The Parking Administrator shall not issue more than two (2) Annual Resident Parking Permits to each dwelling unit.

13. An Annual Resident Parking Permit:

(a) shall only be used in the zone for which it was issued;

(b) may be registered to a single licence plate;

(c) shall only be used by one registered licence plate at any one time;

(d) repealed.

(e) shall allow the operator of a vehicle to which the Annual Resident Parking Permit is assigned to park at exemptible traffic signs; and,

(f) shall expire one (1) calendar year after the date of issue.

14. In addition to the information required pursuant to section 9, an applicant for an Annual Resident Parking Permit shall provide the Parking Administrator with the following information:

(a) written proof of the residential address of the applicant dated within thirty (30) days from the date of the application;

(b) a copy of the valid Vehicle Permit or Vehicle Permits to which the parking permit will apply; and,

(c) if the applicant is not the vehicle owner of one or both of the vehicles:

(i) a written authorization signed by the vehicle owner authorizing the

applicant to use the vehicle; or,

(ii) a signed authorization by vehicle use contract.

15. If an Annual Resident Parking Permit is issued to a vehicle owner and that vehicle owner transfers his or her license plate to another vehicle:

(a) the Annual Resident Parking Permit shall not be used for the vehicle to which the license plate was transferred until the permit holder provides the Parking Administrator with a copy of the Vehicle Permit for the vehicle to which the plate was transferred; and,

(b) the Annual Resident Parking Permit shall not be used on the vehicle from which the plate was transferred.

Temporary Resident Parking Permit

16. The purpose of the Temporary Resident Parking Permit is to increase access to on-street parking for residents that have access to privately owned driveways substantially limited by municipal works.

17. An individual is eligible for a Temporary Resident Parking Permit if:

(a) the individual resides in the zone in which the Temporary Resident Parking Permit will apply;

(b) repealed;

(c) the individual has access to a private driveway; and,

(d) in the inspector's opinion, access to that private driveway is, or will be, substantially limited by the Municipality or its contractors in the course of completing work for the Municipality.

18. The Parking Administrator shall not issue more than two (2) Temporary Resident Parking Permits to each dwelling unit.

19. A Temporary Resident Parking Permit:

(a) shall only be used in the zone for which it was issued;

(b) shall be immediately void if a permit holder changes his or her place of residence;

(c) shall allow the operator of a vehicle to which the permit is assigned to park at exemptible traffic signs; and,

(d) shall expire on the date determined by the Parking Administrator as outlined in sections 20 or 21.

20. If an inspector determines that access to a private driveway is, or will be, substantially limited by the Municipality or its contractors in the course of completing work for the Municipality, the inspector shall request the Parking Administrator issue Temporary Resident Parking Permits and provide to the Parking Administrator the number of such permits required and how long the permits are needed.

21. Upon receiving the request from the Inspector, the Parking Administrator may:

(a) issue the Temporary Resident Parking Permits to the resident upon receipt of an application; and,

(b) set dates upon which the Temporary Resident Parking Permits will commence and expire, but the expiry date shall be no greater than ninety (90) days from the date of issue.

22. If the inspector determines that the work being conducted by the Municipality or its contractors will extend beyond the expiration date listed on the permit:

(a) the inspector shall inform the Parking Administrator of the need to extend the permit; and,

(b) the Parking Administrator may extend the expiration date of the permit to a date recommended by the inspector, but in no case shall any extension exceed ninety (90) days.

23. (1) For the purposes of the Temporary Resident Parking Permit, the Parking Administrator may appoint an inspector or inspectors to stand in the place and stead of the Parking Administrator.

(2) The Parking Administrator may set a period of time for which the appointment is valid and may rescind any appointment made pursuant to subsection 23(1).

(3) An inspector appointed pursuant to subsection 23(1) shall provide the Parking Administrator with any information the Parking Administrator requires.

Visitor Parking Permit

24. The purpose of the Visitor Parking Permit is to increase access to on-street parking for:

(a) residents that borrow or rent vehicles; and,

(b) individuals that visit or provide services to residents.

25. Any individual is eligible for a Visitor Parking Permit.

(a) Repealed.

(b) Repealed.

(c) Repealed.

(d) Repealed.

26. The Parking Administrator may only issue one (1) Annual Visitor Parking Permit per dwelling unit.

27. A Visitor Parking Permit:

(a) Shall be registered to a single licence plate;

(b) shall only be used in the zone for which it was issued;

(c) Repealed.

(d) shall only be used by a commercial vehicle when that vehicle is being used to support the provision of a service to the resident to whom the Visitor Parking Permit was issued;

(e) Repealed.

(f) shall allow the operator of a vehicle to which the permit is affixed to park at exemptible traffic signs; and,

(g) may be valid for a period of one (1), two (2), or seven (7) days, and shall expire at 11:59PM on the designated expiry date.

28. Repealed.

29. Repealed.

30. Repealed.

31. Repealed.

32. Repealed.

33. Repealed.

Commuter Parking Permits

34. The purpose of the Commuter Parking Permit is to increase access to on-street parking.

35. All individuals are eligible for a Commuter Parking Permit.

36. The Parking Administrator shall issue no more than one (1) Commuter Parking Permit to any individual.

37. A Commuter Parking Permit:

- (a) shall set the street block;
- (b) shall only be used on the street or street block for which it was issued;
- (c) shall enable the permit holder to park only in an area designated by the Traffic Authority as parking by permit only;
- (d) may be registered to two licence plates;
- (e) shall only be used by one registered licence plate at any given time; and,
- (f) shall expire at 11:59 pm on the last day of the month for which the permit was issued.

38. Repealed.

39. Repealed.

Student Commuter Parking Permits

39A. The purpose of the Student Commuter Parking Permit is to increase on street parking access to students close to post-secondary educational institutions.

39B. The Parking Administrator shall issue no more than one (1) Student Commuter Parking Permit to an individual.

39C. A Student Commuter Parking Permit:

- (a) shall set the street block;
- (b) shall only be used on the street or street block for which it was issued;
- (c) shall enable the permit holder to park only in an area designated by the Traffic Authority as parking by permit only;
- (d) may be registered to two licence plates;

- (e) shall only be used by one registered licence plate at any given time;
- (f) shall expire at 11:59 pm on the last day of the month for which the permit was issued.

39D. In addition to the information required pursuant to section 8, an applicant for a Student Commuter Parking Permit shall provide the Parking Administrator with the following:

- (a) Repealed.
- (b) Repealed.
- (c) proof of valid student identification.

Municipal Parking Permit

40. The purpose of the Municipal Parking Permit is to increase access to on-street parking for the Municipality and for municipal employees in order to promote the efficient operation of the Municipality.

41. A Municipal Parking permit may be issued by the Parking Administrator:

- (a) to an applicant
 - (i) only if the applicant is an employee of the Municipality, and
 - (ii) the position of the applicant requires a Municipal Parking Permit; or,
- (b) to the Municipality for use on a vehicle owned by the Municipality.

42. The Parking Administrator shall issue no more than one (1) Municipal Parking Permit per eligible vehicle.

43. A Municipal Parking Permit:

- (a) shall, if issued to an employee, only be used in the course of employment with the Municipality;
- (b) shall allow the operator of a vehicle to which the permit is assigned to park at exemptible traffic signs;
- (c) shall exempt the operator of a vehicle to which the permit is assigned from payment at parking meters or pay stations;
 - (ca) subject to clauses (b) and (c), shall only exempt the vehicle to which the permit

is assigned for the posted time limit;

(d) may be used in any zone;

(e) shall, if issued to an employee, expire on the earlier of:

(i) repealed;

(ii) at 11:59 pm on the day the employee ceases employment with the Municipality.

(f) repealed; and,

(g) shall only be used on the vehicle displaying the license plate number as shown on the copy of the valid Vehicle Permit provided to the Parking Administrator pursuant to section 43.

44. In addition to the information required pursuant to section 9, an applicant who applies for a Municipal Parking Permit shall provide the Parking Administrator with the following information:

(a) if the applicant is the Municipality, a copy of the valid Vehicle Permit for the vehicle to which the Municipal Parking Permit will apply; or

(b) if the applicant is an employee:

(i) a copy of the valid Vehicle Permit for the vehicle to which the Municipal Parking Permit will apply; and,

(ii) confirmation from the CAO or a designate of the CAO:

(A) that the applicant is an employee of the Municipality; and,

(B) that the employee requires the Municipal Parking Permit for the purposes of their employment.

Annual Carshare Vehicle Parking Permit

45. The purpose of the Annual Carshare Vehicle Parking Permit is to increase access to on-street parking for carshare vehicles.

46. An Annual Carshare Vehicle Parking Permit may be issued by the Parking Administrator to an approved carshare vehicle organization.

47. The Parking Administrator shall issue no more than one (1) Annual Carshare Vehicle

Parking Permit per eligible carshare vehicle.

48. The applicant must provide the Parking Administrator the license plate number and valid Vehicle Permit for which the Annual Carshare Vehicle Parking Permit is to be issued.

49. An Annual Carshare Vehicle Parking Permit shall:

(a) allow the driver or operator of a vehicle to which the permit is affixed to park in areas marked as “No Parking Except with Carshare Permit”;

(b) allow the operator of a vehicle to which the permit is affixed to park at exemptible traffic signs in any zone;

(ba) exempt the operator of a vehicle to which the permit is affixed from payment at parking meters or pay stations;

(c) expire one (1) calendar year after the date of issue; and,

(d) only be used on the vehicle displaying the license plate number as shown on the copy of the valid Vehicle Permit provided to the Parking Administrator.

Daily Contractor Parking Permit

49A. Repealed.

49B. Repealed.

49C. Repealed.

49D. Repealed.

49E. Repealed.

GENERAL CONDITIONS

Issuance of Parking Permit

50. (1) The Parking Administrator may only issue a permit under this By-law if:

(a) all the information required to be provided to the Parking Administrator has been so provided;

(b) the prescribed fee, if any, has been paid; and,

(c) the requirements for the particular permit as outlined in this By-law have been met.

(2) Notwithstanding subsection (1), the Parking Administrator may refuse to grant

a permit to an applicant if, in the Parking Administrator's opinion, there is insufficient availability of on-street parking on any street, street block, or in any zone, as the case may be.

Evidence of Permits

51. Unless otherwise specified, a permit issued pursuant to this By-law shall be assigned digitally and tied to a licence plate as specified in the application.

(a) repealed.

(b) repealed.

51A. Repealed.

51B. Repealed.

Use of Parking Permit

52. The issuance, receipt, or use of a parking permit shall not guarantee a permit holder a parking space.

53. A parking permit shall only be used in respect of one vehicle at a time.

Compliance with Regulations

54. A vehicle owner or a driver or an operator of a vehicle in respect of which any permit has been issued pursuant to this By-law or the driver or operator or person using any permit issued pursuant to this By-law shall:

(a) comply with all the terms and conditions of the permit;

(b) comply with all the terms and conditions of the sign with respect to the date and time parking is permitted by permit;

(c) except to the extent this By-law provides otherwise, comply with any parking regulations including parking meters, pay stations, winter parking regulations, and any other temporary parking controls established by the Traffic Authority; and

(d) comply with all other parking signs and requirements pursuant to:

(i) the *Motor Vehicle Act*;

(ii) any rules or regulations made pursuant to the *Motor Vehicle Act*; and

(iii) any other By-law, except to the extent this By-law provides otherwise.

Transferability

55. (1) Any permit issued pursuant to this By-law shall not:

(a) be sold; or

(b) used for purposes other than the purposes for which such permit was issued.

(2) Unless otherwise authorized by this By-law, any permit issued pursuant to this By-law shall not be transferred or assigned from:

(a) one person to another; or

(b) from one vehicle to another.

Powers of Parking Administrator

56. The Parking Administrator is authorized and empowered to:

(a) grant a permit;

(b) refuse to grant a permit;

(c) revoke a permit; and

(d) approve a carshare vehicle organization to purchase Annual Carshare Vehicle Parking Permits.

57. The Parking Administrator may, at their sole discretion, revoke any permit issued pursuant to this By-law that is misused or abused, including if:

(a) the permit holder fails to comply with any term or condition of the permit or this By-law, including contravening section 54;

(b) the permit holder is convicted of an offence under this By-law; or

(c) the continued use of the permit would unreasonably interfere with the ability of Municipality, or any utility or service commission, to have access to or maintain a street.

Replacement Permit

58. Repealed.

59. Repealed.

Offence and Penalty

60. A person who:

(a) violates any provision of this By-law;

(b) fails to do anything required by this By-law;

- (c) permits anything to be done in violation of this By-law;
- (d) obstructs or hinders any person in the performance of their duties under this by-law;
- (e) provides false information to the Parking Administrator; or,
- (f) violates any provision of any permit issued under this By-law,

is guilty of an offence.

61. A person who commits an offence is liable, upon summary conviction, to a penalty of not less than one hundred dollars (\$100) and not more than five hundred dollars (\$500).

62. Every day during which an offence pursuant to section 60 continues is a separate offence.

63. In addition to a fine imposed for contravening a provision of this By-law, a judge may order the person to comply with the By-law.

Schedule

64. Schedules A attached hereto shall form part of this By-law.

Repeal

65. By-law P-1000, The *On-Street Parking Exemptions and Permits By-law*, is repealed.

Effective Date

66. This By-law shall come into force on November 5, 2018.

Transition

67. Any permit issued under By-law P-1000 prior to the coming into force of this By-law shall remain valid until the expiry date of that permit.

68. Any permit issued before March 31, 2023, shall remain valid until the date of expiry of that permit.

Done and passed in Council this 2nd day of October 2018.

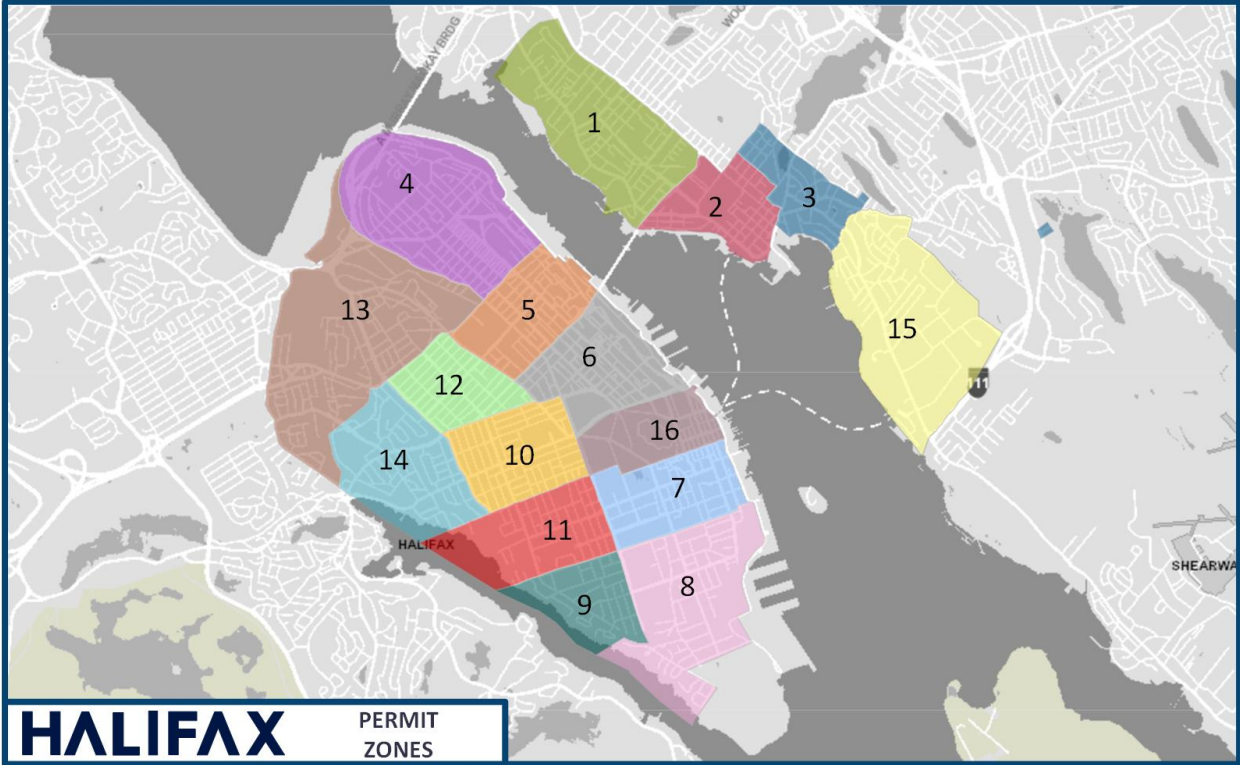
Mayor

Municipal Clerk

I, Kevin Arjoon, Municipal Clerk for the Halifax Regional Municipality, hereby certify that the above-noted By-law was passed at a meeting of the Halifax Regional Council held on October 2, 2018.

Kevin Arjoon, Municipal Clerk

SCHEDULE A – PARKING PERMIT ZONES



Notice of Motion:	August 14, 2018
First Reading:	September 11, 2018
Notice of Public Hearing – Publication:	September 15, 2018
Second Reading:	October 2, 2018
Approval by Service Nova Scotia and Municipal Relations:	N/A
Effective Date:	October 6, 2018

Amendment #1 (By-law P-1201)

Notice of Motion:	October 8, 2019
First Reading:	October 22, 2019
Notice of Public Hearing – Publication:	November 2, 2019
Second Reading:	November 26, 2019
Approval by Minister of Municipal Affairs and Housing:	N/A
Effective Date:	October 13, 2020

Amendment #2 (By-law P-1202)

Notice of Motion:	December 1, 2020
First Reading:	December 15, 2020
Notice of Second Reading Publication:	December 19, 2020
Second Reading:	January 12, 2021
Approval by Minister of Municipal Affairs and Housing:	N/A
Effective Date:	January 16, 2021

Amendment #3 (By-law P-1203)

Amending 2(x), 5, 7, 11, 12, 13, 24, 25, 27, 49, 62,

Adding 2(xa), 49(ba), 68

Repealing 2(c), 2(d), 2(ia), 7A, 25(a), 25(b), 25(c), 26, 27(c), 27(e), 28, 38, 39D(a), 39D(b), 49A, 49B, 49D, 49E, 51A, 51B, 58, 59

Repealing and replacing the map in Schedule A

Notice of Motion:	January 10, 2023
First Reading:	January 24, 2023
Notice of Second Reading Publication:	February 4, 2023
Second Reading:	February 21, 2023
Approval by Minister of Municipal Affairs and Housing:	N/A
Effective Date:	April 1, 2023
