



**OFFICE CONSOLIDATION
IDLING OF VEHICLES BY-LAW
BY-LAW NUMBER 6297/04**

Passed by Council on February 16, 2004

Amendments:

None

THE CORPORATION OF THE CITY OF PICKERING

BY-LAW NO. 6297/04

Being a by-law to restrict the idling of vehicles.

WHEREAS pursuant to Section 130 the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality may regulate matters not specifically provided for by this Act or any other Act for purposes related to the health, safety and well-being of the inhabitants of the municipality; and

WHEREAS vehicles are sources of nitrogen oxides, carbon monoxide, sulphur dioxides and volatile organic compounds in the outdoor air of the City of Pickering; and

WHEREAS the levels of air pollutants in the City of Pickering are associated with adverse health effects, including deleterious effects on respiratory health;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF PICKERING HEREBY ENACTS AS FOLLOWS:

1. In this by-law,
 - a) “idle” means the operation of the engine of a vehicle while the vehicle is not in motion and not being used to operate auxiliary equipment that is essential to the basic function of the vehicle and “idling” has a corresponding meaning.
 - b) “layover” means stopping at a point along a transit route for a maximum of fifteen (15) minutes to allow a transit vehicle to adjust to service schedules.
 - c) “mobile workshop” means
 - i) a vehicle containing equipment that must be operated inside or in association with the vehicle; or
 - ii) a vehicle serving as a facility for taking measurements or making observations or conducting maintenance or construction operated by or on behalf of a municipality, public utility or police, fire or emergency service.
 - d) “stopover” means a scheduled delay of a maximum of fifteen (15) minutes at a transit vehicle terminal to allow transit vehicles to adjust service schedules.
 - e) “transit vehicle” means Ajax/Pickering Transit Authority vehicles, paratransit vehicles, tour buses and motor coaches.
 - f) “vehicle” means a motor vehicle, trailer, traction engine, farm tractor, or road building machine as defined in the *Highway Traffic Act*, and any vehicle drawn, propelled or driven by any kind of non-muscular power but does not include cars or electric or diesel electric railways running exclusively upon rails.
2. No person shall cause or permit a vehicle to idle for more than five (5) consecutive minutes.
3. Section 2 does not apply to:
 - a) police, fire, or ambulance vehicles while engaged in operational activities, including training activities except where idling is substantially for the convenience of the operator of the vehicle;

- b) vehicles assisting in an emergency activity;
 - c) mobile workshops while they are in the course of being used for their basic function;
 - d) vehicles where the idling is required as part of a repair process or to prepare a vehicle for servicing;
 - e) armoured vehicles where a person remains inside the vehicle while guarding the contents of the vehicle or while the vehicle is being loaded or unloaded;
 - f) vehicles that remain motionless because of an emergency, traffic or weather conditions or mechanical difficulties over which the driver has no control;
 - g) vehicles engaged in a parade or race or any other such authorized event;
 - h) transit and passenger vehicles while passengers are embarking or disembarking en route or at terminals;
 - i) transit vehicles while at a layover or stopover location, except where idling is required to maintain a comfortable environment for passengers;
 - j) vehicles transporting a person where a medical doctor certifies in writing that for medical reasons, the person requires the temperature or humidity be maintained within a certain range;
4. This by-law shall be administered and enforced by a Municipal Law Enforcement Officer of the City of Pickering or an Officer of the Durham Region Police Service.
5. Any person who contravenes any provision of this by-law is, upon conviction, guilty of an offence and is liable to any penalty as provided in the *Provincial Offences Act*.

BY-LAW read a first, second and third time and finally passed this 16th day of February, 2004.

(signed) D. Ryan

David Ryan, Mayor

(signed) B. Taylor

Bruce Taylor, Clerk