

**Authority:** Item 11, Planning Committee  
Report 17-018 (PED17191)  
CM: November 8, 2017  
Ward: City Wide

**Bill No. 259**

## **CITY OF HAMILTON**

### **BY-LAW NO. 17-259**

#### **To Amend By-law No. 07-170, a By-law to License and Regulate Various Businesses**

**WHEREAS**, Council enacted a by-law to license and regulate various businesses being City of Hamilton By-law No. 07-170; and

**WHEREAS**, this By-law amends Schedule 25 – Taxicabs.

**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. Section 1(1) is amended by adding the following definition and placing it so that it immediately follows the “revoke” definition;

**“Safety Standard Certificate”** means a safety standard certificate issued pursuant to Sections 88 to 100 of the Highway Traffic Act R.S.O. 1990, c H. and is issued by a government-approved motor vehicle inspection station (MVIS) after a vehicle passes an inspection which covers the minimum safety requirements for vehicles in the province of Ontario.

2. Section 16 subsection (v) be deleted.

3. Section 38(1)(a) be deleted and replaced with;

“submit by such person to the Director of Licensing the meter for testing at any time as directed”.

4. Section 381(e) be deleted and change subsection (f) to (e)

5. Section 38(2) be deleted and replaced with;

“If a taxicab does not use electronic metered device, re-testing and re-sealing of the taxicab meter will be required as directed”.

6. Section 41(3)(a) and (b) be deleted and replaced with the following new subsection:

At a minimum, a taxicab that is:

- (a) zero to three years old, excluding the manufactured year, shall provide a Safety Standard Certificate one time per year;
- (b) more than three years old, excluding the manufactured year, shall provide two Safety Standard Certificates per year;

7. Section 41(3) add the following new subsections (c)(d) and (e):

That taxicab vehicle inspections be conducted:

- (c) randomly out in the field (spot checks);
- (d) by an auditing process that prioritizes inspections of the oldest and high mileage vehicles; and
- (e) by complaint based.

8. Section 42(2)(b) be deleted and replaced with:

a taxicab that is accessible, as determined by the Director of Licensing from time to time, and is no more than five (5) years old when first approved as a taxicab under section 56(5), shall be no more than ten (10) years old, excluding the manufactured year;

9. Section 54(1) be deleted and replaced with:

This Schedule shall be administered and enforced by the Director of Licensing with delegation of the enforcement to any Municipal Officer.

**PASSED** this 8<sup>th</sup> day of December, 2017.

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F. Eisenberger  
Mayor

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R. Caterini  
City Clerk