



THE CORPORATION OF THE TOWN OF OAKVILLE

BY-LAW NUMBER 2002-135

A by-law to provide for the control of the idling of vehicles.

WHEREAS Section 102 of the *Municipal Act* authorizes a municipal council to pass a by-law and to make regulations for the health, safety, morality and welfare of the inhabitants of the municipality in matters not specifically provided for in the Act;

AND WHEREAS vehicles are sources of nitrogen oxides, carbon monoxide, sulphur dioxides and volatile organic compounds in the Town of Oakville's outdoor air;

AND WHEREAS the levels of air pollution in the Town of Oakville are associated with adverse health effects, including deleterious effects on respiratory health;

COUNCIL ENACTS AS FOLLOWS:

1. DEFINITIONS

- (1) 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;
- (2) 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;
- (3) MOBILE WORKSHOP - means:
 - (a) a vehicle containing equipment that must be operated inside or in association with the vehicle; or
 - (b) 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 ambulance service.
- (4) STOPOVER - means a scheduled delay of a maximum of fifteen (15) minutes at a transit vehicle terminal to allow transit vehicles to adjust services schedules;

- (5) TRANSIT VEHICLE - means Oakville Transit vehicles, GO Transit vehicles, paratransit vehicles, tour buses and motor coaches;
- (6) 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. PROHIBITIONS

- (1) No person shall cause or permit a vehicle to idle for more than five (5) consecutive minutes.
 - (2) Section 2(1) does not apply to:
 - (a) police, fire or ambulance vehicles while engaged in operational activities, including training activities, except where the 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 event authorized by Council;
 - (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 the idling is substantially for the convenience of the operator of the vehicle;
 - (j) vehicles transporting a person where a medical doctor certifies in writing that for medical reasons, the person requires the temperature or humidity to be maintained within a certain range and the idling of the vehicle is necessary to achieve that temperature or humidity level;
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- (k) vehicles when the ambient outside temperature is more than 27 degrees Celsius (27°C) or less than five degrees Celsius (5°C) and the idling of the vehicle is necessary to the operation of air conditioning or heating equipment respectively.

3. ADMINISTRATION AND ENFORCEMENT

- (1) This by-law shall be administered and enforced by the By-law Enforcement Section of the Town of Oakville.
- (2) 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*.
- (3) The court in which a conviction has been entered and any other court of competent jurisdiction thereafter, may make an order prohibiting the continuation or repetition of the offence by the person convicted and such order shall be in addition to any other penalty imposed on the person convicted.

4. SHORT TITLE

This by-law may be cited as the “Anti-Idling By-law”.

PASSED by the Council this 12th day of August, 2002.

MAYOR

CLERK



THE CORPORATION OF THE TOWN OF OAKVILLE

BY-LAW NUMBER 2017-011

A by-law to amend By-law 2002-153
(Anti-Idling By-law)

WHEREAS it is desirable to amend By-law 2002-153;

COUNCIL ENACTS AS FOLLOWS:

1. By-law 2002-153, is hereby amended by:

a. deleting Definition 1(1) of "IDLE" and replacing the same with the following:

IDLE - means the operation of the engine of a vehicle while the vehicle is parked or stopped 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. adding the Definition 1(3.1) the following:

PARK, PARKED or PARKING - means the standing of a vehicle, whether occupied or not, except when standing temporarily for the purpose and while actually engaged in loading or unloading merchandise or passengers

c. adding the Definition 1(3.2) the following:

STOP, STOPPED OR STOPPING - means the halting of a vehicle even momentarily, whether occupied or not except when necessary to avoid conflict with other traffic or in compliance with the directions or a police officer, traffic control device or traffic signal

- d. deleting 2(1) and replacing the same with the following:

No person shall cause or permit a vehicle to idle for more than three (3) consecutive minutes

PASSED this 30th day of January, 2017

Rob Burton Mayor

Vicki Tytaneck Town Clerk



THE CORPORATION OF THE TOWN OF OAKVILLE

BY-LAW NUMBER 2019-050

A by-law to amend By-law 2002-153, the Anti-Idling
By-law

WHEREAS it is desirable to amend By-law 2002-153, as amended;

COUNCIL ENACTS AS FOLLOWS:

1. Subsection 2(1) of By-law 2002-153, as amended, is hereby amended to read as follows:
 - 2(1) No person shall park or stop with vehicle idling for more than three (3) consecutive minutes.
2. All other provisions of By-law 2002-153, as amended, hereby remain in force and effect.

PASSED this 27th day of May, 2019

Rob Burton Mayor

Vicki Tytaneck Town Clerk
By her delegate, Kathy Patrick