



VEHICLE IMPOUNDMENT BYLAW

BYLAW NO. 02-121

This consolidation is a copy of a bylaw consolidated under the authority of section 139 of the *Community Charter*.
(Consolidated on June 1, 2015 up to Bylaw No. 11-034)

This bylaw is printed under and by authority of the Corporate Administrator of the Corporation of the City of Victoria.

NO. 02-121

VEHICLE IMPOUNDMENT BYLAW

A BYLAW OF THE CITY OF VICTORIA

(Consolidated to include Bylaw No. 11-034)

The purpose of this Bylaw is to authorize the removal, detention, and impounding of vehicles unlawfully occupying a portion of a highway or public place.

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Under its statutory powers, including section 124(1)(g) of the *Motor Vehicle Act* and section 532 of the *Local Government Act*, the Council of the City of Victoria enacts the following provisions:

Title

- 1 This Bylaw may be cited as the “VEHICLE IMPOUNDMENT BYLAW”.

Definitions

- 2 In this Bylaw,

“Police Chief”

means the Chief of Police of the City of Victoria;

“public place”

includes all public squares, public gardens, public recreation grounds, parks, lanes and streets within the City;

“street”

includes a highway, as defined in the *Motor Vehicle Act*;

“vehicle”

has the same meaning as under the *Motor Vehicle Act*.

Authorization to tow and impound vehicles

- 3 The Police Chief, the City's Director of Engineering, or a person authorized by the Police Chief or the Director of Engineering may cause a vehicle that is parked contrary to the Streets and Traffic Bylaw, or otherwise is unlawfully occupying a portion of a street or public place, to be towed away, and detained or impounded.

Impoundment fee

- 4 (1) Where a vehicle has been towed away, and detained or impounded under section 3, the owner or driver of the vehicle will be entitled to its release on payment:
- (a) to the City of Victoria of an impoundment fee of \$200.00; and
 - (b) of applicable towing and storage fees.
- (2) Payment of an impoundment fee may be made
- (a) at City Hall between 8:00 a.m. and 4:30 p.m. of the same day; or
 - (b) at the City of Victoria Police Station, 850 Caledonia Avenue.
- (3) The payment of any impoundment fee, towing charge or storage charge under this section does not absolve the owner or driver from paying any voluntary penalties or fines which may result from any parking offence notices issued under the Streets and Traffic Bylaw.

Sale of vehicle if fee unpaid

- 5 (1) Where a vehicle has been impounded under section 3 and the owner or driver does not pay the necessary fees, costs and expenses to obtain the release of the vehicle within 20 days of impoundment, the vehicle may be sold at public auction.
- (2) A vehicle must not be sold at public auction until notice of intention to sell the vehicle has been:
- (a) mailed by registered mail to the registered owner of the vehicle at the address shown on the record of registration maintained by the Insurance Corporation of British Columbia; and
 - (b) published in a newspaper circulating in the City of Victoria not less than 20 days before the auction.

Court action for fees and costs

- 6 The City may recover fees, costs, and expenses payable under this Bylaw from the owner of a vehicle by action in a court of competent jurisdiction, whether or not the vehicle has been sold at auction.

READ A FIRST TIME the	14th	day of	November	2002
READ A SECOND TIME the	14th	day of	November	2002
READ A THIRD TIME the	14th	day of	November	2002
ADOPTED on the	28th	day of	November	2002

“ROBERT G. WOODLAND”
CORPORATE ADMINISTRATOR

“ALAN LOWE”
MAYOR