

Idling Control Bylaw – Bylaw Enforcement Implementation

- **February 1, 2008 – July 31, 2008 – Public Education**

No tickets would be issued for bylaw infractions as enforcement staff will focus on educating the public.

- **August 1, 2008 – January 31, 2009 – Warnings**

No fines would be levied for bylaw infractions, but enforcement staff will issue verbal and written warnings for bylaw infractions.

- **February 1, 2009 - Effective Date of Bylaw Enforcement**

Enforcement staff will begin issuing tickets with fines for observed bylaw infractions.

NO. 07-069

IDLING CONTROL BYLAW

A BYLAW OF THE CITY OF VICTORIA

The purpose of this Bylaw is to protect public health and the environment through regulation of the idling of motor vehicle engines.

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Under its statutory powers, including sections 8(3)(i) and (j) of the *Community Charter*, the Council of the City of Victoria enacts the following provisions:

PART 1 – INTRODUCTION**Title**

- 1 This Bylaw may be cited as the "IDLING CONTROL BYLAW".

Definitions

- 2 In this Bylaw,

"idle" and "idling"

- (a) means the voluntary running of a motor vehicle's engine while the vehicle is stationary;
- (b) does not include the running of a motor vehicle's engine because the vehicle is required to be stopped
 - (i) at a stop sign,
 - (ii) at traffic lights, or
 - (iii) in congested traffic;

This bylaw may or may not contain the latest amendment(s). It is provided for convenience only and should not be used in place of the actual bylaw. The latest version can be obtained from Legislative Services, City Hall, (250) 361-0571.

“mobile workshop”

means any of the following vehicles:

- (a) a vehicle containing equipment that must be operated inside or in association with the vehicle while the vehicle’s motor is running;
- (b) a vehicle serving as a facility for taking measurements, for making observations, for conducting maintenance, or for construction undertaken by or on behalf of the City;
- (c) a vehicle of a public utility, police, fire, or emergency service;

“motor vehicle”

- (d) means a vehicle that is capable of being driven or drawn on roads by any means other than muscular power exclusively, but
- (e) does not include a vehicle designed to run exclusively on rails.

Idling vehicle motors

- 3** A person must not cause or permit a motor vehicle’s engine to idle for more than 3 minutes in a 60-minute period.

Exemptions

- 4** Section 3 does not apply to the following vehicles or situations:

- (a) police, fire, or ambulance vehicles while engaged in operational activities, including training activities, where the idling is not substantially for the convenience of the operator of the vehicle;
- (b) vehicles assisting in an emergency activity;
- (c) mobile workshops while they are being used for their basic function;
- (d) vehicles using heating or refrigeration systems powered by the motor or engine for the preservation of perishable cargo;
- (e) vehicles for which idling is required to service the engine or conduct repairs;
- (f) armoured vehicles where a person remains inside the vehicle while guarding its contents, or while the vehicle is being loaded or unloaded;
- (g) vehicles required to remain motionless because of an emergency, traffic, weather conditions, or mechanical difficulties over which the driver has no control;
- (h) vehicles engaged in the course of a parade, race, or other event authorized by the City;

- (i) vehicles idling while passengers are embarking or disembarking.

Environmental Reserve Fund

- 5 All revenue collected under or in relation to this Bylaw must be placed into the City's Environmental Reserve Fund for the purpose of funding educational and awareness programs authorized by the Director of Engineering or that person's designate.

Offences & penalties

- 6 A person who contravenes a provision of this Bylaw is guilty of an offence and is liable on conviction to the penalties imposed by this Bylaw and the *Offence Act*.

Repeal

- 7 Section 12(1)(f) of the Noise Bylaw is repealed.

READ A FIRST TIME the	11 th	day of	October,	2007
READ A SECOND TIME the	11 th	day of	October,	2007
READ A THIRD TIME the	11 th	day of	October,	2007

APPROVED BY THE MINISTER OF ENVIRONMENT	Barry Penner, Minister of Environment			
on the	24 th	day of	January,	2008
ADOPTED on the	31 st	day of	January,	2008

"ROBERT G. WOODLAND"
CORPORATE ADMINISTRATOR

"ALAN LOWE"
MAYOR