



LAW DEPARTMENT

MEMORANDUM

January 15, 2013

Refers Item No. 1

Public Hearing of January 15, 2013

TO: Mayor & Council

CC: Penny Ballem, City Manager
 Sadhu Johnston, Deputy City Manager
 Janice MacKenzie, City Clerk
 Mike Magee, Chief of Staff, Mayor's Office
 Mairi Welman, Director, Communications
 Kevin Quinlan, Director, Policy and Communication, Mayor's Office

W. Stewart, Assistant Director, Corporate Communications
 B. Jackson, General Manager of Planning and Development Services
 F. Connell, Director of Legal Services
 W. Johnston, Director of Licences & Inspections
 Lynda Graves, Administrative Manager, City Manager's Office

FROM: Iain Dixon, Assistant Director Enforcement and Prosecutions - Legal Services

SUBJECT: Proposed New Maximum Fines in City By-laws

The Administrative Report dated November 5, 2012, entitled "Proposed New Maximum Fines in City By-laws" was adopted by Council on November 28, 2012 approving maximum fines for a number of City By-laws. The recommended *By-law* amendments include amendments to the *City Land Use Regulation Bylaw*, the *Street and Traffic By-law* and the *Street Vending By-law*.

Since the adoption of the Council Report the City has been served with a challenge to the constitutional validity of the *City Land Use Regulation By-law* and the *Street and Traffic By-law* as they apply to the homeless (*Clarence Taylor v. City of Vancouver BCSC #S128238*). As there is a challenge to the validity of these *By-laws* currently before the Courts, Council has decided not to proceed with the approved amendments to the *City Land Use Regulation Bylaw*, the *Street and Traffic By-law* and the *Street Vending By-law* pending the outcome of that challenge.

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