

Memorandum to Council



Legal and Enforcement Services

Enforcement Services Division

To: Mayor and Members of Council

CC: Francesco Santaguida, Commissioner of
Legal and Enforcement Services/Town
Solicitor

**Acknowledged by M. Gaskell,
Chief Administrative Officer**

From: Andre Gratton, Sr. Manager of Enforcement
Services

Date: June 13, 2025

File #: LS-M-03-2025

Subject: Follow up to Report LS 09-25 to proposed
Traffic by-law amendments for towing fees

The purpose of this memorandum is to provide the Mayor and Members of Council with information on a required revision to the proposed amendments contained in Report LS 09-25 regarding applicable towing fees.

On January 1, 2024, the Province declared amendments to the *Towing and Storage Safety and Enforcement Act, 2001*. The amendments transferred the jurisdiction for the licensing of tow truck drivers and tow truck businesses from municipalities to the province. At the same time, the province implemented an approval system for fees associated with towing on all highways. As such, towing companies must apply and have their fees approved by the province.

Due to this provincial change, staff and Council are not able to recommend, establish or enact towing fees which apply to local highways. The registered owners of any trailers or vehicles which have been ordered to be towed by a Municipal Law Enforcement Officer will be subject to the provincially approved fees of the Town's approved contractor.

Staff recommend that the proposed amendment to the fees by-law remain for cost recovery purposes as the Town's contractor does charge the Town a service fee.

Due to the above, the proposed amendment and addition of Section 24.11 will need to be modified. The highlighted section will be removed from the amending by-law.

Current Section	Proposed section	Proposed Amendment/comment
N/A	24.11	<p>A Municipal Law Enforcement Officer appointed for the carrying out of the provisions of this By-law, upon discovery of any trailer or vehicle parked, stopped or standing in contravention of this By-law may cause it to be moved or taken to and placed or stored in a suitable place and all fees for removing, care and storage thereof, if any, are a lien upon the vehicle, which may be enforced in the manner provided by Repair and Storage Liens Act, R.S.O. 1990, c. R.25, as amended. The towing of the trailer or vehicle and fees are is subject to the geographical limit set out in section 24.1, and the fees set out in sections 24.5 or 24.6 and 24.7 of this by-law.</p>

Any questions related to this matter may be directed to the author of this report or the Commissioner of Legal and Enforcement Services/Town Solicitor.