

A by-law to amend various City by-laws to remove licensing requirements, regulatory provisions and associated fees for owners and drivers of tow trucks and owners and operators of vehicle pound facilities and to repeal the Tow Truck Licensing By-law 0521-2004, as amended, and the Prohibit Accident Scene Solicitation on Highways By-law 0083-2015

WHEREAS on June 3, 2021, the Province of Ontario (the “**Province**”) passed the *Towing and Storage Safety and Enforcement Act, 2021*, S.O. 2021, c. 26, Sched. 3 (the “**TSSEA**”) for the purpose of transitioning oversight of the towing and vehicle storage sector from municipalities to the Province;

AND WHEREAS the Province provided a framework for the transition to be undertaken gradually in phases;

AND WHEREAS on January 1, 2024, the *Municipal Act, 2001*, S.O. 2001, c. 25 (the “**Municipal Act**”) was amended to provide that municipalities no longer have the authority to license owners and drivers of tow trucks;

AND WHEREAS the above-noted amendment to the Municipal Act together with related amendments to the TSSEA have resulted in The Corporation of the City of Mississauga (the “**City**”) no longer having authority to license and regulate in the towing and vehicle storage sector;

AND WHEREAS the Council of The Corporation of the City of Mississauga now deems it necessary in consequence of and to reflect such change of oversight of the towing and vehicle storage sector that certain City by-laws be repealed or amended where required to remove licensing requirements, regulatory provisions and associated fees for owners and drivers of tow trucks and owners and operators of vehicle pound facilities;

AND WHEREAS on March 20, 2024, the Council for The Corporation of the City of Mississauga passed Resolution _____ approving General Committee Recommendation _____ to enact by-laws to repeal Tow Truck Licensing By-law 0521-2004, as amended, to repeal Prohibit Accident Scene Solicitation on Highways By-law 0083-2015, to amend Business Licensing By-law 0001-2006, as amended, to amend Licensing Administrative Penalty By-law 0135-2014, as amended, and to amend User Fees and Charges By-law 0199-2023, as amended, as necessary to remove licensing requirements, regulatory provisions and associated fees for owners and drivers of tow trucks and owners and operators of vehicle pound facilities;

NOW THEREFORE the Council of The Corporation of the City of Mississauga, ENACTS as follows:

1. That By-law 0521-2004, as amended, is hereby repealed.
2. That By-law 0083-2015 is hereby repealed.
3. That the Business Licensing By-law 0001-2006, as amended, is hereby further amended as follows:
 - (a) by deleting the definition of “Hirer” in section 1;
 - (b) by deleting the definition of “Permission to Tow a Vehicle Form” in section 1;
 - (c) by deleting the definition of “Storage Fee” in section 1;

- (d) by deleting the definition of “Vehicle Pound Facility” in section 1;
- (e) by deleting the definition of “Work Order” in section 1;
- (f) by deleting subsection 2(1)(aa);
- (g) by deleting subsection 5(10);
- (h) by deleting section 8 in Schedule 5 (Owners and Operators of Automobile Service Stations);
- (i) by deleting Schedule 27 (Owners of Vehicle Pound Facilities) in its entirety; and
- (j) by deleting every reference to “Vehicle Pound Facility” in the by-law.

4. That the Licensing Administrative Penalty By-law 0135-2014, as amended, is hereby further amended as follows:

- (a) by deleting the following Designated By-law in Schedule “B” including the provisions and table following it:

TOW TRUCK LICENSING BY-LAW 521-04, AS AMENDED;

- (b) by deleting the following Designated By-law provision in Schedule “B” included under **BUSINESS LICENSING BY-LAW 1-06, AS AMENDED:**

29	2(1)(aa)	Own or operate a Vehicle Pound Facility without a license	\$125.00
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5. That the User Fees and Charges By-law 0199-2023, as amended, is hereby further amended as follows:

- (a) by deleting the Vehicle Pound Facility licensing fees included in the Enforcement Division, Compliance and Licensing Enforcement Section in Schedule “A” General Fees and Charges; and
- (b) by deleting the Tow Truck Licensing fees included in the Enforcement Division, Mobile Licensing Enforcement Section in Schedule “A” General Fees and Charges.

ENACTED and PASSED this 20th day of March, 2024.

Approved by Legal Services City Solicitor City of Mississauga

Nupur Kotecha
Date: March 6, 2024
File: LA.25-23.302

MAYOR

CLERK