

WHEREAS the City's Tow Truck Licensing By-law 521-04 requires the City to revoke a licence where a licensee has received a conviction, with a value of four or more demerit points, under the *Highway Traffic Act*;

AND WHEREAS the City's Tow Truck Licensing By-law 521-04 requires the City to revoke a licence where a licensee has been convicted of certain offences under the *Criminal Code of Canada*;

AND WHEREAS the right to appeal a conviction is a fundamental right that persons can exercise within the judicial system in Ontario;

AND WHEREAS notwithstanding a person's ability to appeal a conviction, the City must consider the health, safety and well-being of persons and the protection of persons and property, including consumer protection and City staff must administer tow truck licences including renewals in accordance with the Tow Truck Licensing By-law and in accordance with the *Municipal Act, 2001*;

NOW THEREFORE BE IT RESOLVED that staff report to the Towing Industry Advisory Committee with recommendations related to an amendment to the Tow Truck Licensing By-law 521-04 for setting an appropriate threshold to consider convictions under appeal for applicants and licensees, while balancing the interests of the public related to health, safety and well-being of persons;