

Bylaw 25-2021 – Transit Bylaw**Report Purpose**

To provide Council with information to consider three readings of the new proposed Transit Bylaw that includes provisions related to the Regional Smart Fare Solution.

Recommendation

1. THAT Bylaw 25-2021, the Transit Bylaw, be given first reading.
2. THAT Bylaw 25-2021 be given second reading.
3. THAT Bylaw 25-2021 be considered for third reading.
4. THAT Bylaw 25-2021 be given third reading.

Our Prioritized Strategic Goals

Goal 1 - Build strong communities to support the diverse needs of residents

Goal 5 - Foster collaboration through regional, community and governmental partnerships

Goal 6 - Provide facilities and services that are available and accessible to residents

Report

The current Transit Bylaw (Public Transportation System Bylaw 44-88) is outdated and due to the Regional Smart Fare Solution being implemented, an update is required. Specific updates include:

- New definitions, such as:
 - Fare – the fee set out in the Fees, Rates, and Charges Bylaw for use of the County’s public transportation services.
 - Fare media – means an instrument or document that demonstrates pre-payment of a fare.
 - Fare validation device – means a device that indicates whether a payment card has been used to provide the required fare.
 - Payment card – means a credit card, debit card or smart card.
 - Proof of payment – means evidence that the required fare has been paid.
 - Proof of payment area – a transit vehicle and any portion of transit property that is identified as a proof of payment area.
 - Bicycle – means a vehicle consisting of two wheels propelled by human power.
 - Chief Commissioner – means the chief administrative officer of the County, or delegate.
 - Mobility Aid – means a device designed to assist in walking or to otherwise improve the mobility of a person with a mobility impairment.
 - Service dog – has the same meaning as in the Service Dogs Act, SA 2007, c S-7.5.
- New and updated sections, such as:
 - Fares
 - This new section provides guidance on how a valid proof of payment must now be shown in a proof of payment area and the rules on how fare media and proof of payments may be used.
 - Passenger Conduct
 - This section has been updated with clearer language and some outdated rules were removed (such as not allowing food or drink in a transit vehicle).

- Enforcement
 - This section has been updated to reflect new bylaw standards.
- General
 - This section has been added to provide guidance for the type of records required for enforcement in a smart fare system.
- Chief Commissioner's Authority
 - This section has been added to provide direction on the powers of the Chief Commissioner, including the ability to:
 - Take any steps, or carry out any action, required to enforce this bylaw.
 - Prohibit a person from using the County's public transportation system.
 - Approve fare validation devices.
- Updated penalties, including changes such as:
 - The penalty amounts are now broken out between Municipal Tags and Violation Tickets.
 - New penalty amounts have been added for repeat offences.
 - Certain penalty amounts have been increased to reflect the severity of the risk of the offence.

Council and Committee History

June 15, 2021	Council approved an amending bylaw to amend the Fees, Rates, and Charges Bylaw to enable new Smart Fare products.
June 8, 2021	Priorities Committee received an update on the Regional Smart Fare Solution project.
March 23, 2021	Council received an update on the Regional Smart Fare Project.
December 8, 2020	Council received an update on the Regional Smart Fare Project.
September 29, 2020	Council received an update on the Regional Smart Fare Project.
March 10, 2020	Council received an update on the Regional Smart Fare Project.
October 29, 2019	Council received an update on the Regional Smart Fare Project.
February 26, 2019	Council received an update on the Regional Smart Fare Project.
October 16, 2018	Council received an update on the Regional Smart Fare Project.
July 17, 2018	Council received an update on the Regional Smart Fare Project.
June 12, 2018	Priorities Committee received an update on the Regional Smart Fare Project and the market research completed on the fare options being considered.
February 13, 2018	Priorities Committee received an update on the Regional Smart Fare Project and fare options being considered.
November 21, 2017	Priorities Committee received an update on the Regional Smart Fare Project.
June 6, 2017	Council approved a Capital Budget amendment to increase the Smart Fare budget.
December 8, 2015	Council approved the Smart Fare and Smart Bus project budget as part of the 2016 Capital Funding Plan.
September 23, 2014	Council formally endorsed the regional transit grant submission for Smart Fare and Smart Bus technologies.
April 9, 2013	Council formally endorsed a joint application between the City of Edmonton, the City of St. Albert and Strathcona County to the provincial GreenTRIP program to help fund a Smart Fare system.

Other Impacts**Policy:** N/A**Legislative/Legal:** Section 7 of the *Municipal Government Act*, RSA 2000, c M-26, permits a Council to pass bylaws for municipal purposes in relation to public transportation systems and public utilities, and to create offenses and impose fines and penalties; and a public transportation operated by or on behalf of a municipality is a public utility; and Section 8 of the *Municipal Government Act*, RSA 2000, c M-26, permits a Council to regulate or prohibit particular activities.**Interdepartmental:** Strathcona County Transit, Legislative and Legal Services**Master Plan/Framework:** N/A**Communication Plan**

Strathcona County website.

Enclosure(s)

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| 1 | Transit Bylaw presentation |
| 2 | Bylaw 25-2021 Transit Bylaw |