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**JOINT
PLANNING AND TRANSPORTATION COMMITTEE
AND
WORKS COMMITTEE
AGENDA
MEETING 1**

Date of Meeting: Tuesday, May 30, 2006
Time: 9:30 a.m.
Location: Committee Room 1
City Hall
100 Queen Street West
Toronto, Ontario

Enquiry: Rosalind Dyers
Committee Administrator
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Under the *Municipal Act, 2001*, the Planning and Transportation Committee and the Works Committee must adopt a motion to meet in camera (privately) and the reason must be given.

Declarations of Interest under the *Municipal Conflict of Interest Act*.

Confirmation of Minutes

Speakers/Presentations – A complete list will be distributed at the meeting:

Communications/Reports:

- 1. Residential Front Yard Parking Through Zoning and Front Yard Parking Permits: Supplementary Report 2 – Comments from Community Councils and Public Consultation**

Report (May 15, 2006) from the Chief Planner and Executive Director, City Planning respecting proposed zoning by-law changes on residential front yard parking after considering comments from each Community Council and from recent public meetings,

as requested by the Joint Planning and Transportation and Works Committee at its meeting on November 30, 2005.

Recommendations:

It is recommended that:

- (1) the Chief Planner and Executive Director, City Planning bring forward zoning by-law amendments for residential front yard parking, driveway dimensions and front yard landscaping for residential lots as set out in Attachment 1 to an upcoming meeting of Planning and Transportation Committee;
- (2) a Public Meeting under the Planning Act be scheduled for an upcoming meeting of Planning and Transportation Committee; and
- (3) following the adoption of the zoning by-law amendments and Municipal Code amendments to provisions related to front yard parking and requirements for front yard soft landscaping, the Chief Planner and Executive Director, City Planning and the General Manager, Transportation Services:
 - (a) undertake a program to raise public awareness to the new zoning and Municipal Code requirements; and
 - (b) include a standard condition in all subdivision agreements and site plan agreements for detached, semi-detached, and duplex dwellings and street townhouses to advise new homeowners of the zoning requirements concerning front yard landscaping and driveway widenings.

1(a). Residential Front Yard and Boulevard Parking – Municipal Code Chapter and Policy Considerations

Public Notice

Report (May 19, 2006) from the General Manager, Transportation Services respecting changes to Municipal Code Chapter provisions governing parking on boulevards and residential off-street parking in front of the main front wall of a residential building (front yard, boulevard flankage, driveway widening) as adjusted and refined based on comments received from the Community Councils and public consultation meetings.

Recommendations:

It is recommended that:

- (1) the existing provisions in by-laws/code chapters, or relevant sections thereof, related to residential front yard, residential driveway widening, residential front yard disabled persons and residential boulevard parking of the former

municipalities be consolidated and a new uniform Municipal Code Chapter 918, Parking on Residential Front Yards and Boulevards, be enacted;

- (2) authority be granted to submit any Bills required to enact the new Chapter of the City of Toronto Municipal Code, namely Chapter 918, Parking on Residential Front Yards and Boulevards, generally in accordance with Appendix C of this report, subject to any necessary refinements, including stylistic, format and organization, as may be identified by the City Solicitor and the General Manager, Transportation Services;
- (3) at such time as the General Manager, Transportation Services, and the City Solicitor deem appropriate, the existing provisions in the Code Chapters and by-laws, or relevant sections thereof, of the former municipalities as set out below, and any other provisions that may be identified by the General Manager or City Solicitor, that relate to and have been superseded or replaced by the new Code Chapter, be rescinded:
 - former Municipal Code Chapter 963, Parking Disabled, Boulevard, Residential (York);
 - former Municipal Code Chapter 955, Parking Boulevard, Residential Area (York);
 - former Municipal Code Chapter 183, Public Road Allowances, sections 183-17 to 22 (Etobicoke);
 - former By-law No. 122-93, Being a By-law to Licence and regulate boulevard parking in residential areas (East York);
 - former Municipal Code Chapter 248, Parking Licences (Toronto);
 - former Municipal Code Chapter 400, Traffic and Parking, sections 400-2 (part), 400-9D, 400-9E, and 400-47 to 49 (Toronto);
 - former Municipal Code Chapter 313, Streets and Sidewalks, sections 313-39, 313-40 and 313-42 (Toronto);
 - By-law No. 17307, Being a By-law to Prohibit the parking or driving of vehicles on boulevards (Scarborough);
- (4) the City Solicitor be given the authority to amend any City By-laws or Code Chapters, or sections therein, which may contain reference to any by-law or Code Chapter, or section therein, which is to be superseded by the proposed Chapter 918 to eliminate and, where appropriate, correct such references;
- (5) the City Solicitor, in consultation with the General Manager, Transportation Services, be authorized and directed to make application to the Senior Regional Justice of the Ontario Court of Justice for set fines with respect to the offences created by the above-noted proposed Code Chapter 918, Parking on Residential Front Yards and Boulevards;
- (6) the City Solicitor, in consultation with the General Manager, Transportation Services, and Chief Planner and Executive Director, City Planning, be instructed

to examine the Province's bill for a new City of Toronto Act, to determine whether it would grant Council authority to pass by-laws authorizing, pursuant to permits issued, front yard parking within the City beyond the geographic area of the former City of Toronto, and the authority to charge fees in connection with each permit;

- (7) in the event it is deemed the authority as may be established in the new City of Toronto Act is not sufficient to enable Council to enact such by-laws as described in Recommendation (6) above, the City Solicitor, in consultation with the General Manager, Transportation Services and Chief Planner and Executive Director, City Planning, be authorized and directed to make application to the Province of Ontario to extend, and make any refinements as they determine necessary to, the special legislation currently applicable only within the geographic area of the former City of Toronto, to convey approval authorities to City Council respecting the regulation of front yard parking;
- (8) the provisions contained in this proposed Chapter 918 pertaining to boulevards (City property) are applicable to all areas of the City, while the provisions pertaining to front yards (private property) are applicable only to those areas of the City encompassing the geographic area of the former City of Toronto at this time in view of the current legislative constraints, with the following stipulations:
 - (a) the General Manager shall not accept an application for a licence to park on any portion of the boulevard for residential properties located in Wards 1, 2, 3, 4, 5, 7, 8, 9, 10, 16 (portion outside the former City of Toronto), 23, 24, 25 (portion outside the former City of Toronto), 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43 and 44;
 - (b) for those portions of the following Wards within the geographic area of the former City of Toronto, the General Manager may accept applications for front yard parking (private property and/or boulevard portions) for residential properties, namely Wards 11, 12, 13, 14, 16, 17, 21 (portion north of St. Clair Avenue West), 22, 25, 29 and 31;
 - (c) for those portions of the following Wards within the geographic area of the former City of Toronto, the General Manager shall not accept applications for front yard parking, for residential properties, namely Wards 18, 19, 20, 21 (portion south of St. Clair Avenue West), 27, 28 and 30;
 - (d) Ward 32 be included with those areas where front yard parking is permissible, subject to the proposed provisions in Chapter 918, and the temporary moratorium on the acceptance of applications be rescinded;

- (e) Wards 6 and 15 be included with those areas where parking on the boulevard is not permissible and no applications for the licensing of same be accepted; and
 - (f) Ward 26 be included in those areas where parking on the front yard and boulevard is permitted, but only for those properties where there is an existing mutual driveway, subject to the provisions of the proposed Chapter 918;
- (9) appeals may be submitted for the consideration of Community Council for properties located in those Wards identified in Recommendation (8)(c) above, namely Wards 18, 19, 20, 21 (portion south of St. Clair Avenue West), 27, 28 and 30 only if the property has no other alternative parking option and all other physical requirements and a favourable poll, are met;
- (10) in the event that future ward boundary realignments result in the area of a ward changing by not more than 20 percent, the General Manager, Transportation Services be authorized to amend the front yard and/or boulevard parking provisions set out in Chapter 918 to reflect the criteria applicable in the majority of the ward;
- (11) in connection with the introduction of Chapter 918, current Municipal Code Chapter 441, Fees, be amended as necessary to reflect the harmonized terminology contained in Chapter 918, including the following adjustments:
- (a) the current appeal fee related to applications for parking on residential front yard or boulevard be increased from \$200.00 to \$600.00 (2006 rate), in line with current Committee of Adjustment rates, with such fee to be increased annually by the rate of inflation starting in 2007;
 - (b) an inspection fee be imposed on applications submitted and approved where the parking pad had already been constructed without prior authorization from the City, in the amount of \$500.00 (2006 rate) with such fee to be adjusted annually by the rate of inflation starting in 2007;
 - (c) where it is not feasible for the owner of a residential property approved for parking in the front yard or boulevard to plant a tree in the front yard or boulevard, a planting service fee in the amount of \$550.00 (2006 rate), with such fee to be increased annually by the rate of inflation starting in 2007, be imposed for the planting of a tree on City property in the general area, preferably on the same street;
- (12) the General Manager, Transportation Services, shall not give notice of revocation or charge an annual licence renewal fee to residential property owners who currently hold and continue to comply with all requirements of a Special Licence issued by the former Borough of East York pursuant to By-law No. 122-93, until

- such time as the residential property changes ownership, upon which all applicable provisions in Municipal Code Chapter 918, and fees as described in Municipal Code Chapter 441, Fees, will apply to the new owner;
- (13) the General Manager, Transportation Services, in consultation with the General Manager, Toronto Water, report on amendments to Municipal Code Chapter 918 for the purposes of providing greater specificity to the permeable paving material requirements, at such time as conclusions in this regard are available through the ongoing Wet Weather Flow Management Master Plan and Policy;
- (14) as a condition of approval of an application for residential boulevard or front yard parking pursuant to Municipal Code Chapter 918, polling of affected residents be conducted in accordance with the general polling procedures recently adopted by Council, with the following specific considerations:
- (a) a petition must be submitted by the applicant signed by residents of at least 25 percent of the total number of residential properties having a municipal address on the street block in support of the application before an official poll is initiated;
 - (b) a polling area be established at 100 metres or to the nearest intersection, whichever is the lesser of the two, on both sides of the street measured from the side property lot lines;
 - (c) a minimum response rate to a public poll be established at 50 percent;
 - (d) the approval rating be increased to 60 percent of respondents being in favour of an application; and
 - (e) the results of an official poll, either positive or negative, will be valid for a period of three years, and applicable to any other applicants within the limits of the polling area; in the case of a negative poll, further polling in the subject area will not be undertaken during this period;
- (15) staff of Transportation Services and Finance implement the appropriate operating procedures to included all unpaid residential front yard and boulevard parking fees to the property taxes;
- (16) following the adoption of the Zoning By-law and Municipal Code amendments to provisions related to front yard parking and requirements for front yard soft landscaping, the Chief Planner and Executive Director, City Planning and the General Manager, Transportation Services:
- (a) undertake a program to raise public awareness to the new Zoning and Municipal Code requirements and include provision of information to the Toronto Real Estate Board for the use of their members; and

- (b) include a standard condition in all subdivision agreements and site plan agreements for detached, semi-detached, and duplex dwellings and street townhouses to advise new home owners of the zoning requirements concerning front yard landscaping, driveway widenings and residential front yard and boulevard parking;
- (17) an advisory notice as developed by the Building Division and Transportation Services to advise property purchasers of the status of front yard parking be included in Building Compliance Reports issued by the City; and
- (18) the appropriate City officials be authorized and directed to take the necessary action to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

2. Development Infrastructure Policy and Standards Pavement Widths, Pedestrian Features, Utilities' Locations

Report (May 15, 2006) from the Executive Director, Technical Services responding to the requests made by Council on December 5, 6 and 7, 2005, and on January 31, February 1 and 2, 2006 with respect to the Development Infrastructure Policy and Standards pertaining to pavement widths, pedestrian features and utilities' locations.

Recommendations:

It is recommended that:

- (1) pavement widths for the different types of new streets not be narrower than those recommended in Table 1 of the November 16, 2005, report from Deputy City Manager Fareed Amin, entitled "Development Infrastructure Policy and Standards – Phase 2 Report";
- (2) narrower pavement widths be considered when extending existing streets with pavement widths narrower than what those recommended in Table 1 of the November 16, 2005, report from Deputy City Manager Fareed Amin, entitled "Development Infrastructure Policy and Standards – Phase 2 Report";
- (3) enhanced pedestrian and cycling options, intersection bulb-outs and other pedestrian features as proposed by the Toronto Pedestrian Committee be reviewed during the preparation of the urban design guidelines and detailed design approval of the proposed streets for new developments; and

- (4) the use of joint trenching or co-location of utility company infrastructure be encouraged where appropriate in the proposed streets for new developments.