



**STAFF REPORT
ACTION REQUIRED**

Winter Maintenance By-Law Exemption: Brookdale Avenue, Avenue Road to the former City of North York/City of Toronto Boundary

Date:	March 7, 2007
To:	North York Community Council
From:	Director, Transportation Services, North York District
Wards:	Ward 16 - Eglinton Lawrence
Reference Number:	p:\2007\ClusterB\TRA\NorthYork\nycc07032tsny (AFS 4364)

SUMMARY

This staff report is about a matter that the community council has delegated authority to make a final decision [provided that it is not amended so that it varies with City policy or by-laws].

To deny the request for an exemption from By-law 30662 Winter Maintenance on Brookdale Avenue, from Avenue Road to the former City of North York/City of Toronto boundary.

Due to the off-street parking supply and the impact on winter maintenance activities, an exemption to the Winter Maintenance By-law is not justified on the subject section of Brookdale Avenue.

RECOMMENDATIONS

Transportation Services, North York District recommends:

1. that the north side of Brookdale Avenue, from Avenue Road to the former City of North York/City of Toronto boundary not be exempted from the By-law 30662 (Winter Maintenance).

FINANCIAL IMPACT

There is no financial impact associated with the adoption of this report.

ISSUE BACKGROUND

The Transportation Services Division, North York District was requested by Councillor Karen Stintz, on behalf of the residents of Brookdale Avenue between Avenue Road and 367/368 Brookdale Avenue (former City of North York) to consider exempting this section of Brookdale Avenue from the Winter Maintenance By-law.

It should be noted that the boundary between the former City of North York and former City of Toronto existed between 368/366 Brookdale Avenue on the north side and 367/363 Brookdale Avenue on the south side of the roadway.

COMMENTS

Brookdale Avenue is a two-lane local roadway between Yonge Street and Avenue Road. The section of Brookdale Avenue between Avenue Road and Elm Road is predominantly comprised of single family residential properties with the exception of the Avenue Road commercial properties that have flankage on Brookdale Avenue.

The current parking restrictions on Brookdale Avenue from Avenue Road to Elm Road are as follows:

- No Parking at any time on the south side of Brookdale Avenue from Avenue Road to Elm Road;
- No Parking from 2:00 a.m. to 5:00 a.m. and Pay and Display parking at all other times on the north side of Brookdale Avenue, from Avenue Road to the west lot line of 390 Brookdale Avenue;
- 60 Minute Permitted Parking from 8:00 a.m. to 6:00 p.m., Monday to Friday on the north side of Brookdale Avenue from the westerly limit of 390 to the former City of North York/Toronto boundary;
- Three hour parking is permitted on the north side of Brookdale Avenue between Avenue Road and Elm Road; and
- On-street Permit Parking from 12:01 a.m. to 7:00 a.m. exists on the north side of Brookdale Avenue from the former City of North York/Toronto boundary to Elm Road.

Our observations indicate that all of the homes on this section of Brookdale Avenue have a minimum of one parking space on private property with some properties having space to park up to three vehicles.

The Winter Maintenance By-law prohibits parking on streets in the former City of North York between 2:00 a.m. and 6:00 a.m., from December 1st of each year up to and including March 31st of the following year.

In the case of this section of Brookdale Avenue, if an exemption to the Winter Maintenance By-law was granted, winter maintenance activities would be severely limited due to the presence of parked vehicles. Since the sidewalk is adjacent to the roadway on the north side, sidewalk clearing and windrow clearing would not be feasible. Under certain circumstances it may not even be feasible to conduct on-street snow clearing activities, thereby restricting the flow of traffic. If these types of winter maintenance activities were not performed, the City would risk exposure to a variety of claims by residents.

Given that residents have on-site parking on their properties and given the risks associated with not being able to properly perform winter maintenance activities, we cannot justify the exemption of Brookdale Avenue from the Winter Maintenance By-law.

Councillor Karen Stintz has been advised of the recommendation contained within this staff report.

CONTACT

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SIGNATURE

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ATTACHMENTS

Attachment 1: Location Map – Brookdale Avenue, Avenue Road to former City of North York Boundary (nycc07032tsny_map)