

Parking Regulations – Fort York Boulevard, West of Spadina Avenue

Date:	August 18, 2009
To:	Toronto and East York Community Council
From:	Director, Transportation Services Toronto and East York District
Wards:	Trinity-Spadina, Ward 20
Reference Number:	Ts09137te.top.doc

SUMMARY

This staff report is about a matter for which Community Council has been delegated authority from City Council to make a final decision.

Transportation Services is requesting approval from Toronto and East York Community Council to allow parking from 6:00 a.m. to midnight, controlled by parking machines at certain times of day, and prohibit parking from midnight to 6:00 a.m. daily, to allow for street cleaning, in a newly constructed lay-by on the north side of Fort York Boulevard from a point 67 metres west of Spadina Avenue to a point 23.5 metres further west.

This section of Fort York Boulevard is dedicated for public highway purposes by registered plan but has not yet been assumed for maintenance purposes.

RECOMMENDATIONS

Transportation Services recommends that Toronto and East York Community Council approve:

1. A parking machine/parking meter regulation, which operates from 8:00 a.m. to 9:00 p.m., Monday to Saturday and from 1:00 p.m. to 9:00 p.m. Sunday, for a maximum period of 3 hours at a rate of \$2.00 per hour, on the north side of Fort York Boulevard, from a point 67 metres west of Spadina Avenue to a point 23.5 metres further west.

2. Prohibit parking from midnight to 6:00 a.m., daily on the north side of Fort York Boulevard, from a point 67 metres west of Spadina Avenue to a point 23.5 metres further west.
3. Prohibit stopping at all times on the south side of Fort York Boulevard from Spadina Avenue to Brunel Court.
4. Prohibit stopping at all times on the north side of Fort York Boulevard:
 - (a) from Spadina Avenue to a point 67 metres west of Spadina Avenue; and
 - (b) from a point 90.5 metres west of Spadina Avenue to Telegram Mews (private road).

Financial Impact

The Toronto Parking Authority advises the cost of installing a new Pay-and-Display machine on Fort York Boulevard, including changes to the appropriate signing, is \$15,000.00. These funds are available in the Toronto Parking Authority 2009 Pay-and-Display Installation Program.

All costs associated with the installation of other regulatory signs associated with the stopping and parking prohibitions is the responsibility of the developer, Concord Adex Developments Corp.

ISSUE BACKGROUND

Concord Adex Developments Corporation has requested Transportation Services to pursue appropriate by-law amendments to allow parking from 6:00 a.m. to midnight, daily and prohibit parking at other times in an existing lay-by constructed as part of the Development Agreement on the north side of Fort York Boulevard, west of Spadina Avenue

Concord Apex Developments Corp. is the owner and developer of a residential condominium complex bounded by Spadina Avenue, the railway right-of-way, Fort York Boulevard, and Capreol Court (private road). Development of the project included construction of an extension to Fort York Boulevard from Bathurst Street to Spadina Avenue. The first phase of the project has been completed and the extension of Fort York Boulevard is complete from Spadina Avenue, west to Brunel Court/Telegram Mews (private road).

This section of Fort York Boulevard is dedicated for public highway purposes by registered plan but has not yet been assumed for maintenance purposes. Transportation staff has received advice in the past from Legal Services that, a road does not have to be assumed by a municipality under a by-law to enable the Council of a municipality to enact enforceable parking or traffic operational controls on the road. Provided that the road is dedicated for public highway purposes, identified accordingly on a registered plan of subdivision, and the municipality is providing other services on the road (garbage pick-up, street cleaning/snow plowing, etc.), the municipality is deemed to have assumed

the road except for maintenance of the infrastructure and may legally pass enforceable by-laws related to the use of the road (parking, stop signs, speed limits, etc.). Fort York Boulevard, from Spadina Avenue to Brunel Court/Telegram Mews satisfies the criteria.

As part of the Development Agreement, a lay-by was constructed on the north side of the road to facilitate short-term parking for patrons of nearby businesses during daytime hours. Bicycle lanes are delineated elsewhere along the curbs on both the north and south sides of the street. There is currently no TTC service operating on this street. The Agreement also stipulates that parking be prohibited overnight in the lay-by to enable street sweeping/snow clearing. This development is in close proximity to downtown Toronto; as such, it is advisable to install a parking machine at the lay-by to promote reasonable parking turnover in the four parking spaces that are provided.

Staff recommends allowing parking from 6:00 a.m. to midnight, controlled by parking machines from 8:00 a.m. to 9:00 p.m., Monday to Saturday and from 1:00 p.m. to 9:00 p.m. Sunday, and prohibiting parking from midnight to 6:00 a.m. daily. Additionally, it is necessary to prohibit stopping at all times elsewhere on both sides of this section of Fort York Boulevard (excluding the lay-by) to allow for safe operation of the existing bicycle lanes.

Councillor Adam Vaughan has been consulted on this matter.

CONTACT

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SIGNATURE

Peter Noehammer, P.Eng.
Director, Transportation Services

LIST OF ATTACHMENTS

- (1) Drawing No. 421F-9756, dated August 2009

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